



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, December 2, 2008
As Advertised

Harvey Ruvin, Clerk
Board of County Commissioners

Kay Sullivan, Director
Clerk of the Board Division

Mary Smith-York, Commission Reporter
(305) 375-1598



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

Members Absent: None.

Members Late: None.

Members Excused: None.

Members Absent County Business: None.

1 **MINUTES PREPARED BY:**

Report: *Mary Smith-York, Commission Reporter
(305) 375-1598*

1A **MOMENT OF SILENCE**

Report: *Chairman Barreiro asked everyone to observe a moment of silence, followed by the Pledge of Allegiance.*

1B **PLEDGE OF ALLEGIANCE**

1C **ROLL CALL**

Report: *The following staff members were present: County Manager George Burgess, Senior Advisor to the County Manager Cynthia Curry, County Attorney Robert Cuevas, First Assistant County Attorney Abigail Price-Williams, Assistant County Attorney Cynthia Johnson-Stacks, and Deputy Clerks Kay Sullivan, Diane Collins, and Mary Smith-York.*

1D **REPORTS OF OFFICIAL BOARDS**

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

1E1

083311 Citizen's Presentation

Sen. Javier D. Souto

PRESENTATION BY MR. EDDIE LAMAS REGARDING *Presented*
WATER AND SEWER SERVICES

Report: *Mr. Eduardo "Eddie" Lamas, 10875 S.W. 28th Street, Miami, appeared before the Board regarding problems related to his water and sewer bill. He distributed copies of a letter he wrote to Commissioner Souto (District 10) explaining the circumstances surrounding his attempt to resolve the matter of the Miami-Dade County Water and Sewer Department (WASD) charging him approximately \$5,000 for the consumption of more than 490,000 gallons of water. Mr. Lamas explained that a licensed plumber had investigated and determined no leaks were detected, attributing the error to an erroneous meter reading or a faulty meter. He detailed his attempts to communicate this problem to representatives of WASD in an effort to have this problem addressed.*

Commissioner Seijas advised that an administrative hearing was held in July 2008, with regards to Mr. Lamas' issue, which found the department billed the account correctly in accordance with the rules and regulations. She further noted Mr. Lamas had approximately two (2) high bill investigations performed, which found no errors were made by the department.

Commissioner Seijas pointed out that Mr. Lamas was placed on a 24-month payment plan of \$200 a month on November 6, 2008, and was recommended to check for leaks, as his water consumption remained high. She suggested Mr. Lamas also consult with the Florida Power and Light Company (FPL) to further investigate this matter.

1E2

083312 Citizen's Presentation

Sen. Javier D. Souto

PRESENTATION BY MR. MICHAEL ROSENBERG
REGARDING WATER AND SEWER SERVICES

Presented

Report: Mr. Michael Rosenberg, 13030 N. Calusa Club Drive, appeared before the Board regarding problems related to his unusually high water and sewer bill. He explained the legal process he followed in an attempt to resolve this matter, and noted he chose not to have his case heard in the court of appeals. Mr. Rosenberg noted Rockwell Company (phonetic) the manufacturer, requested that his water meter be provided for additional testing, which was denied by the Miami-Dade Water and Sewer Departments (WASD), pursuant to departmental regulations. He expressed opposition to WASD's policy that absolutely no bill adjustments would be made, without exception, unless the customer provided proof of the cause for the increase in water consumption. Mr. Rosenberg noted Mr. Bernardo Escobar, Commission Aide (District 10), wrote a letter requesting the WASD Director to provide him with a report listing the addresses of all customers that encountered high water bills within the past 12 months, and to indicate which ones were resolved in the customer's favor. He stated no response from the Director was ever received. Mr. Rosenberg advised that pursuant to the Freedom of Information Act, he submitted a written request to review the records, which was not granted by WASD. He requested that he be refunded the money he paid for water he had not used, that WASD revisit its customer policy concerning unusually high bills, and that his water meter be returned to him.

Commissioner Seijas advised that a high-bill investigation was performed for Mr. Rosenberg's case on July 5, 2007, which found no leaks or erroneous meter registries. She explained that the meter, being County property, could not be released to Mr. Rosenberg; however, the Department's offer to send the meter to the manufacturer for testing was rejected by Mr. Rosenberg. Commissioner Seijas pointed out that the subject meter had not been re-issued to another customer, and upon Mr. Rosenberg's approval, noted she would request the WASD Director to send the meter to Rockwell for testing.

Commissioner Heyman referenced a similar water bill dispute case in Commission District 4, which lasted four years and was eventually resolved in the customer's favor. She expressed concern with the current dispute process and stated it should be revisited. Commissioner Heyman recommended Mr. Rosenberg reach out to Al Sunshine of the Channel 4 News Team, for help in resolving this matter.

Addressing Commissioner Sorenson's inquiry on how the subject cases would be resolved, County Manager Burgess advised that the WASD director had followed the process established for situations of this type. He noted he was completely satisfied with the manner in which the Department handled the two cases presented today.

Mr. John Renfrow, WASD Director, described the procedures staff followed to resolve the referenced high-bill cases, and pointed out that both customers chose not to pursue the administrative process involving the court of appeals. He noted, contrary to Mr. Rosenberg's claim that WASD never made exceptions to its policy, the department had made adjustments in several cases wherein customers were found to be unaware of, or not responsible for excessive water use. He explained the reason Mr. Rosenberg was not provided with copies of his case records was due to his failure to pay the costs associated with this process of duplicating documents.

Commissioner Sorenson expressed her opinion that WASD's policy needed to be revisited or possibly changed to allow more flexibility in dealing with cases that found no explanation for extremely high increases in water usage.

Commissioner Moss asked that during the next committee process, Committee members explore the policies governing services provided by WASD and bring back recommendations to the Board.

Commissioner Sosa asked the Water & Sewer Department Director to provide Commission members with data listing the number of cases countywide that had happened of this nature involving individual homeowners countywide and those involving municipal governments that purchased water wholesale from the County.

1E3

083443 Citizen's Presentation

Katy Sorenson

PRESENTATION BY CHARLES LAPRADD, AGRICULTURAL *Presented*
MANAGER, RE: THE REDBAY AMBROSIA BEETLE
THREATENING THE AVOCADO INDUSTRY

Report: *Mr. Charles Lapradd, Agricultural Manager, Office of Economic Development Coordination (OEDC), appeared before the Board and provided a brief overview of the threat the Redbay Ambrosia Beetle presented to the avocado industry. He noted this insect represented the largest threat ever encountered by the avocado industry, and could destroy the County's seven thousand acres of avocado crops; the largest tropical fruit crop in the State of Florida.*

Dr. Randy Ploetz, Professor of Plant Pathology, Tropical Research and Education Center, University of Florida, appeared before the Board and provided a PowerPoint presentation depicting the importance of the avocado fruit trees. He noted avocado plants were being destroyed by a disease called "Laurel Wilt," that was caused by a fungus transported by the Redbay Ambrosia Beetle. He displayed a map of the distribution of this disease, which in September 2007 was found in avocado plants in Jacksonville, Florida, and last month in Melbourne, Florida. Dr. Ploetz explained that man assisted in the spread of this disease by using the wood from diseased trees as firewood, and moving this wood throughout the state. He pointed out this disease kills trees very quickly and emphasized the need for research, as there were currently no effective control measures. He identified various studies currently underway with Entomologists from Jorge Pena College of Research, and described the process associated with this matter. Dr. Ploetz provided a list of participating researchers with their roles and contact information, and requested the Board's support for this project.

Mr. Craig Wheeling, Chairman, Florida Avocado Administrative Community (FAAC), appeared before the Board and noted the FAAC was a 50-year old agency representing this County's avocado industry. He explained that under United States Department of Agriculture (USDA) regulation, the FAAC was prohibited from lobbying, therefore, he was appearing today as an individual avocado farmer. Mr. Wheeling noted the Miami-Dade County avocado industry consisted of approximately 500 growers and 28 packing houses. He provided additional details regarding the avocado industry in Florida and emphasized the importance of addressing the threat of destruction of avocado trees and their fruit by the Redbay Ambrosia Beetle.

Commissioner Sorenson emphasized the importance of the agricultural industry to this community, and encouraged her colleagues to allocate funds for research to eradicate this pest. She announced that she would allocate \$5,000, from her District 8 Discretionary Reserve Fund account, to fund this research.

In response to Commissioner Jordan's inquiry concerning what had been done to address the problem thus far, Dr. Ploetz explained that the local forestry agencies were aware of the problem and had posted large signs warning of the dangers of transporting firewood. □

Commissioner Jordan stated she wished to allocate \$2,500 from District 1 Discretionary Reserve Fund account for this research.

Commissioner Moss noted this project should be considered as a priority to be added to the County's legislative package.

In response to Commissioner Heyman's question regarding the State of Florida Department of Agriculture's involvement in this effort, Dr. Ploetz advised that an emergency meeting with the Cooperative Extension agency was held last week. He further noted several influential growers were

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coordinating efforts to determine which individuals/agencies should be approached for funding.

Commissioner Heyman advised that the County Commission scheduled a meeting with the Dade Delegation for tomorrow (12/03), and suggested a representative of the Miami-Dade Cooperative Extension be present to speak with the Delegation's Chair or a representative regarding this critical issue. She expressed her support of this item being made part of the legislative package.

Commissioner Sorenson noted language pertaining to this initiative was being included in the County's legislative package.

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

Report: County Attorney Cuevas advised of the following preliminary requests for changes to today's agenda: Commissioner Heyman asked to be listed as co-sponsor to Items 11A27, Commissioner Sosa asked to be listed as co-sponsor to Items 11A3, 11A7, 11A10, 11A12, 11A14, 11A24, 11A26, 11A27, and 11A28; Items 5J and 8F1D would be carried over for consideration on Thursday's (12/04) agenda; Commissioner Sosa released her portion of Items 8F1C and 8R1D; Commissioner Gimenez released his portion of Items 8Q1E and 8D1L, and asked that Item 8P1H, listed on the Pull List, be deferred rather than withdrawn; Commissioners Sosa and Gimenez asked that Item 6A1 be added to the Pull list, and Commissioner Sosa asked that Item 9A2 be added to the Pull list and released her portion of Item 8D1D; Staff requested Item 12B3 be added to the Pull List; Commissioner Moss asked that Items 11A10 and 12B4 be added to the Pull List, and that he be listed as co-sponsor to Item 11A14; Commissioner Diaz asked to be listed as co-sponsor to Items 11A14 and 11A28; Commissioner Martinez released Item 11A46; and Commissioner Jordan asked to be listed as co-sponsor to Items 11A26 and 11A27.

County Attorney Robert Cuevas advised that the items to be considered in today's meeting were those listed on the printed final agenda, along with the additions, deferrals, withdrawals, and scrivener's errors noted in the County Manager's Changes Memorandum. He noted, the Commission would approve all of those items by a single vote, setting the agenda; except items specially set by the Chair's Order of the Day (Item 11A4 at 2:00 p.m. and Item 16B1 at 5:00 p.m.), ordinances on first reading, public hearings, ordinances on second reading, and the following "Pull List" Items: 1H1 and Supplement 1 & 2, 6A1, 8D1D, 8D1A, 8D1K, 8F1E, 8J1B, 8K1A, 8N1A, 8O1A, 8O1B, 8O1C, 8O1D, 8P1B, 8P1F, 8P1I, 8Q1D, 8Q1E, 8Q1F, 8Q1H, 8R1C, 9A1, 9A2, 10A1, 10A2, 10A4, 10A5, 10A6, 10A7, 10A8, 10A9, 10A10, 10A11, 10A12, 10A13, 11A1, 11A4, 11A6, 11A8, 11A9, 11A10, 11A13, 11A14, 11A18, 11A19, 11A21, 11A24, 11A25, 11A26, 12D3, 12B3, 12B4, 15B16, and 16B1. He added that Items 5J and 8F1D would be considered on Thursday, December 4, 2008.

The following additional requests were also made: Commissioner Sosa released Items 8F1E and 9A2 from the Pull list; Commissioner Rolle asked that Item 11A14 be deferred; Commissioner Edmonson released Item 8R1C and her portion of Item 9A1 from the Pull list, and asked to be listed as co-sponsor to Items 11A11 and 11A15; and Commissioner Jordan released Items 8D1K and 8O1D from the Pull list.

It was moved by Commissioner Heyman that today's agenda be accepted with the requested changes requested by County Attorney Cuevas and several County Commissioners. This motion was seconded by Commissioner Gimenez, and upon being put to a vote, passed unanimously by those members present.

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

1H1

083193

Report

PROPOSED DRAFT 2009 STATE LEGISLATIVE PACKAGE
(Office of Intergovernmental Affairs)

Accepted as amended

Report: Commissioner Rolle asked that the foregoing proposed report be amended to remove resolution number R-1074-08 from the Proposed Draft 2009 State Legislative Package. He explained that N.W. 15th Avenue was not a State Road and did not require state designation.

Commissioner Sosa requested the legislative package include as a priority, a request urging funding for Miami-Dade County be commensurate with the amount of funds the County contributed to the State. She also asked that the proposed package include a priority providing that long-term mobile home park tenants be given the right of first refusal to purchase the property.

Commissioner Heyman expressed concern with the structure and prioritization of the critical issues in the foregoing proposed state legislative package. She pointed out the two supplemental items contained several pages of substantive issues reflected as "add-ons," which should have been prioritized in the original package. Commissioner Heyman expressed concern that priorities were listed in alphabetical order, rather than in order of priority; that a non-recurring allocation request to Jackson Health System was listed as a priority; and that funding was being requested for the \$613 million Transit project that was being funded in a 5-year plan by Florida Department of Transportation (FDOT). She questioned whether the County Manager had revised his prior year's (2008) proposed requests.

County Manager Burgess explained that the legislative package before the Commission today reflected recommendations from the Departments to Intergovernmental Affairs (IA) and meetings with the County Manager's Office staff. He explained that some issues continued from year to year, however, his requests were updated.

Commissioner Heyman asked Assistant County Attorney Jess McCarty to work with the Dade Delegation to restructure the language contained in Agenda Items 1H1 and Supplements 1 and 2, to secure bill slots in the state legislative system. She asked that the mobile home issue be moved up on the list of priorities. Commissioner Heyman stated the agricultural issue addressed earlier by Commissioner Sorenson, should be discussed today and included in this package. She emphasized the need for this package to contain clear and concise language prioritizing critical funding requests.

Commissioner Seijas expressed concern with the language on handwritten page 6 of Agenda Item 1H1, pertaining to Domestic Violence Centers, and recognized Ms. Lucia Davis to address this matter before the Board.

Ms. Lucia Davis-Raiford, Chairperson, Domestic Violence Oversight Board (DVOB), appeared in support of the information submitted in a letter by the DVOB, which suggested the clarification sought in the legislative package was unnecessary. She clarified the intent of the food and beverage tax revenue legislation, was that those funds be used for the construction and operation of domestic violence shelters, which included funding programs that supported the shelters. She further noted the County Attorney determined that the Legislature's intent was clear, and pointed out that these funds would be used to increase capacity in the shelters and protect the women and children affected by domestic violence. Ms. Davis-Raiford noted 413 women and children were turned away last year due to a lack of capacity. She advised that Miami-Dade County had provided the DVOB with six (6) acres of land upon which to build a new shelter, and that the funds were in place for this purpose. Ms. Davis-Raiford expressed the DVOB's intent to call for a regional strategic plan on developing a domestic violence program in

collaboration with the County's plan.

Commissioner Seijas requested this Domestic Violence Centers issue be removed from the legislative package and noted she would work to bring back a different proposal that would accomplish the needs expressed.

Commissioner Sosa recognized Mr. Miguel DeGrandy as the original sponsor of this issue at the state level to further clarify the purpose of domestic violence centers.

Mr. Miguel DeGrandy, former Florida Legislator and representing the DVOB Chairman, appeared before the Board and explained that the DVOB was requesting 15 percent of the food and beverage tax be used for domestic violence centers, which included augmenting the capacity.

County Manager Burgess pointed out that approximately \$8 million remained in this account, which was insufficient to build or operate a new shelter. He noted the language was intended to provide flexibility to not only use the funds to build centers, but also to support the operation of existing centers.

Further discussion ensued among Board members and staff concerning the true intent of the legislation for using food and beverage tax revenues for domestic violence centers.

Following discussion, it was moved by Commissioner Seijas that the foregoing proposed Draft 2009 State Legislative Package be amended to delete the "HOMELESS TRUST" item concerning Domestic Violence Centers, from handwritten page six (6). This motion was seconded by Commissioner Edmonson, and upon being put to a vote, passed by a vote of 12-0, (Commissioner Souto was absent).

It was moved by Commissioner Rolle that Item No. R-444-08 "Reinstate Language Prohibiting Water and Sewer Surcharge" be removed from the foregoing legislative package and deferred for thirty (30) days. This motion was seconded by Commissioner Sosa, followed by discussion.

Commissioner Rolle explained this would allow the time needed to consult with the City of North Miami (NM) to develop a better way of informing constituents of Commission District 2, who did not reside in NM, of the city's utility surcharge.

Commissioner Jordan expressed opposition to the request for deferral and noted the subject resolution was adopted by the full Board and had already received sponsorships at the state level.

Commissioner Heyman spoke in support of the request for deferral and explained that the City of North Miami Beach, Hialeah, and other municipalities attended a state meeting in Orlando, Florida to discuss the basis for assessing additional utility costs to municipalities. She noted information explaining the reason for charging the additional costs to all affected cities should be included for consideration.

Commissioner Jordan noted she met with the City of North Miami Beach (NMB), which also imposed a 25 percent surcharge. She pointed out this surcharge to residents outside the city who did not have the opportunity to vote in the city, was also being opposed. She noted NMB explained the reason for imposing the surcharge was to pay for infrastructure improvements that benefit residents outside the city who were supplied water from the city.

Commissioner Jordan emphasized the point that this cost was already factored into the fees, which meant those residents outside the city were being charged twice. She noted NMB was taxing citizens who resided outside the city and had no opportunity to vote in that city, an amount greater than that charged to the city's registered voters, in order to support its general fund budget.

Commissioner Seijas noted she would only support deferring this item until December 16th.

Chairman Barreiro spoke in opposition to the motion for deferral.

The Board proceeded to vote on the motion to defer, and upon being put to a vote, the motion failed by a vote of 6-5 (Chairman Barreiro and Commissioners Jordan, Gimenez, Moss, Seijas, and Martinez Voted No; Commissioners Diaz and Souto were absent).

Commissioner Sorenson asked that the foregoing legislative package be amended to relocate the Transit issues into the Critical Priorities category.

Subsequently, it was moved by Commissioner Sosa that the foregoing Proposed Draft 2009 State Legislative Package be accepted as amended to remove resolution number R-1074-08, and to delete the "HOMELESS TRUST" item concerning Domestic Violence Centers. This motion was seconded by Commissioner Moss, and upon being put to a vote, passed by a vote of 10-1 (Commissioner Rolle voted no; Commissioners Diaz and Souto were absent).

Commissioner Jordan asked the Director of Legislative Affairs to request the County's lobbyists, at state level, to acknowledge any conflicts they had with County issues in writing.

11/4/2008 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

1H1 SUPPLEMENT

083440 Supplement

SUPPLEMENTAL INFORMATION RELATED TO PROPOSED DRAFT 2009 STATE LEGISLATIVE PACKAGE **Presented**

Report: (SEE REPORT UNDER AGENDA ITEM 1H1 ; LEGISLATIVE FILE NO. 083193.)

1H1 SUPPLEMENT NO. 2

083478 Supplement

SUPPLEMENTAL INFORMATION RELATED TO PROPOSED DRAFT 2009 STATE LEGISLATIVE PACKAGE **Presented**

Report: (SEE REPORT UNDER AGENDA ITEM 1H1 ; LEGISLATIVE FILE NO. 083193.)

11 SPECIAL PRESENTATIONS

111

083381 Special Presentation Bruno A. Barreiro

SPECIAL PRESENTATION BY MARVIN O'QUINN,
PRESIDENT AND CEO OF JACKSON HEALTH SYSTEM

Withdrawn
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

2 **MAYORAL ISSUES**

2A **MAYORAL VETOES**

2B **MAYORAL REPORTS**

2B1

083484 Report Mayor

APPROVAL OF DEPARTMENTAL AGENDA ITEMS

Approved
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

3 **CONSENT ITEMS**

3010A

083144 Resolution

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR
HIS DESIGNEE TO APPLY FOR, RECEIVE AND EXPEND
EMERGENCY MEDICAL SERVICES GRANT AWARD FUNDS
FOR IMPROVED AND EXPANDED PRE-HOSPITAL
EMERGENCY MEDICAL SERVICES (EMS) PROGRAM (Miami-
Dade Fire and Rescue Department)

Adopted
Resolution R-1284-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

11/13/2008 Forwarded to BCC with a favorable recommendation from the Health and Public Safety
Committee

4 **ORDINANCES FOR FIRST READING**

4A

083293 Ordinance

ORDINANCE CREATING AND ESTABLISHING A SPECIAL TAXING DISTRICT IN MIAMI-DADE COUNTY, FLORIDA, KNOWN AND DESCRIBED AS SUNSHINE KEY SUBDIVISION STREET LIGHTING SPECIAL TAXING DISTRICT IN ACCORDANCE WITH THE PROVISIONS OF CHAPTER 18 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AND PROVIDING AN EFFECTIVE DATE (Public Works Department)

*Adopted on first reading
Public Hearing: January 20, 2009
Mover: Katy Sorenson
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Edmonson, Diaz*

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

There being no questions or comments, the Board proceed to vote.

The foregoing proposed ordinance was adopted on first reading and scheduled for a public hearing before the Board of County Commissioners on Tuesday, January 20, 2009 at 9:30 a.m.

4B

083294 Ordinance

ORDINANCE CREATING AND ESTABLISHING A SPECIAL TAXING DISTRICT IN MIAMI-DADE COUNTY, FLORIDA, KNOWN AND DESCRIBED AS HARTFORD PLAZA STREET LIGHTING SPECIAL TAXING DISTRICT IN ACCORDANCE WITH THE PROVISIONS OF CHAPTER 18 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AND PROVIDING AN EFFECTIVE DATE (Public Works Department)

*Adopted on first reading
Public Hearing: January 20, 2009
Mover: Katy Sorenson
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Edmonson, Diaz*

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

There being no questions or comments, the Board proceed to vote.

The foregoing proposed ordinance was adopted on first reading and scheduled for a public hearing before the Board of County Commissioners on Tuesday, January 20, 2009 at 9:30 a.m.

4C

083295 Ordinance

ORDINANCE CREATING AND ESTABLISHING A SPECIAL TAXING DISTRICT IN MIAMI-DADE COUNTY, FLORIDA, KNOWN AND DESCRIBED AS AMB I-75 BUSINESS PARK MULTIPURPOSE MAINTENANCE AND STREET LIGHTING SPECIAL TAXING DISTRICT IN ACCORDANCE WITH THE PROVISIONS OF CHAPTER 18 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AND PROVIDING AN EFFECTIVE DATE (Public Works Department)

*Adopted on first reading
Public Hearing: January 20, 2009
Mover: Katy Sorenson
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Edmonson, Diaz*

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

There being no questions or comments, the Board proceed to vote.

The foregoing proposed ordinance was adopted on first reading and scheduled for a public hearing before the Board of County Commissioners on Tuesday, January 20, 2009 at 9:30 a.m.

4D

083369 Ordinance Katy Sorenson

ORDINANCE AMENDING SECTION 2-1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, TO PROVIDE THAT ANY ACTION OF THE COMMISSION TO CONVEY OR LEASE COUNTY-OWNED REAL PROPERTY TO A NOT-FOR-PROFIT ENTITY IN ACCORDANCE WITH SECTION 125.38, F.S. SHALL BE BY AN AFFIRMATIVE VOTE OF TWO-THIRDS (2/3) OF THE ENTIRE MEMBERSHIP OF THE BOARD OF COUNTY COMMISSIONERS

*Adopted on first reading
Public Hearing: January 13, 2009
Mover: Katy Sorenson
Seconder: Sally A. Heyman
Vote: 7- 3
No: Martinez, Seijas, Rolle
Absent: Souto, Diaz, Edmonson*

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

There being no questions or comments, the Board proceed to vote.

The foregoing proposed ordinance was adopted on first reading and scheduled for a public hearing before the Budget and Finance Committee meeting on Tuesday, January 13, 2009 at 2:00 p.m.

4E

083345

Ordinance

Natacha Seijas,
Jose "Pepe" Diaz

ORDINANCE AMENDING SECTION 2-8.9 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA (THE LIVING WAGE ORDINANCE) TO CLARIFY COVERED SERVICES, DEFINITIONS, AND APPLICATION OF PENALTIES AND SANCTIONS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

*Adopted on first reading
Public Hearing: January 13, 2009
Mover: Katy Sorenson
Secunder: Carlos A. Gimenez
Vote: 11- 0
Absent: Edmonson, Diaz*

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

There being no questions or comments, the Board proceed to vote.

The foregoing proposed ordinance was adopted on first reading and scheduled for a public hearing before the Budget and Finance Committee meeting on Tuesday, January 13, 2009 at 2:00 p.m.

4F

083373

Ordinance

ORDINANCE PERTAINING TO ANIMALS; AMENDING SECTIONS 5-7 AND 5-11 OF THE CODE; AMENDING REQUIRED LICENSES, CATEGORIES OF LICENSE FEES, AND DURATION OF LICENSES FOR DOGS; PROVIDING AUTHORITY FOR ENFORCEMENT BY CIVIL PENALTY; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE AGENDA ITEM NO. 9A2] (Animal Services)

*Adopted on first reading
Public Hearing: January 15, 2009
Mover: Katy Sorenson
Secunder: Carlos A. Gimenez
Vote: 11- 0
Absent: Edmonson, Diaz*

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

There being no questions or comments, the Board proceed to vote.

The foregoing proposed ordinance was adopted on first reading and scheduled for a public hearing before the Health and Public Safety Committee meeting on Tuesday, January 15, 2009 at 2:00 p.m.

4G

082960 Ordinance Bruno A. Barreiro

ORDINANCE RELATING TO RULES OF PROCEDURE OF BOARD OF COUNTY COMMISSIONERS; AMENDING SECTION 2-1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, TO SPECIFY PROCEDURES REGARDING MAYORAL APPOINTMENT OF INTERIM OR ACTING DEPARTMENT DIRECTORS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

*Adopted on first reading
Public Hearing: December 9, 2008
Mover: Bruno A. Barreiro
Seconder: Katy Sorenson
Vote: 10- 0
Absent: Diaz, Souto, Edmonson*

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

There being no questions or comments, the Board proceed to vote.

The foregoing proposed ordinance was adopted on first reading and scheduled for a public hearing before the Governmental Operation and Environment Committee meeting on Tuesday, December 09, 2008 at 9:30 a.m.

10/21/2008 Tentatively scheduled for a public hearing by the Board of County Commissioners to the Governmental Operations and Environment Committee

10/21/2008 Deferred by the Board of County Commissioners

5

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

5A

083027 Resolution Bruno A. Barreiro

RESOLUTION AUTHORIZING A WAIVER OF FACILITY RENTAL FEES FOR THE USE OF VIZCAYA MUSEUM AND GARDENS FOR THE NOVEMBER 29, 2008 "24TH ANNUAL WHITE PARTY" SPONSORED BY COMMUNITY AIDS RESOURCE, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$18,750.00 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

Adopted
Resolution R-1285-08
Mover: Bruno A. Barreiro
Seconder: Sally A. Heyman
Vote: 9- 0
Absent: Edmonson, Seijas,
Martinez, Diaz

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

Chairman Barreiro opened the public hearing, and seeing no one to appear, he closed the public hearing. He then relinquished the Chair to Vice Chairwoman Jordan.

It was moved by Chairman Barreiro that the foregoing proposed resolution be adopted as presented. This motion was seconded by Commissioner Heyman, followed by discussion.

Expressing concern that Vizcaya should remain whole, Commissioner Sorenson questioned whether there was a gap in the funding.

In response to Commissioner Sorenson's question, Ms. Jennifer Glazer-Moon, Budget Director, Office of Strategic Business Management, advised that the "White Party" event would be funded with in-kind reserves, and reimbursed at only two-thirds (2/3) the fee.

Following Assistant County Attorney Gerald Sanchez' reply that the funding gap was \$6, 250, Commissioner Sorenson requested \$2,000 be allocated from District 8's Discretionary Fund Account to augment efforts to decrease Vizcaya's funding gap.

Commissioner Heyman requested \$2,000 be allocated from District 4's Reserve Fund Account to augment Vizcaya's funding gap.

Chairman Barreiro requested \$2,250 be allocated from the Chair's Discretionary Fund Account to fund the remaining gap in Vizcaya's funding.

There being no further questions or comments, the Board proceeded to vote.

11/7/2008 Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee

5B

082728 Resolution

RESOLUTION APPROVING SIGNIFICANT MODIFICATION TO BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NO. 54 - "MIAMI GARDENS - PARK RENOVATIONS AND IMPROVEMENTS" IDENTIFIED IN APPENDIX A TO RESOLUTION NO. R-913-04 AFTER A PUBLIC HEARING (Office of Capital Improvements)

*Adopted
Resolution R-1286-08
Mover: Barbara J. Jordan
Seconder: Carlos A. Gimenez
Vote: 9-0
Absent: Barreiro, Martinez, Diaz, Seijas*

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

Vice Chairwoman Jordan opened the public hearing, and seeing no one to appear, she closed the public hearing, and relinquished the Chair to Commissioner Dorrin Rolle.

There being no questions or comments, the Board proceeded to vote.

11/10/2008 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

5C

082660 Resolution

RESOLUTION APPROVING SIGNIFICANT MODIFICATION OF BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NOS. 174 - "DOWNTOWN GOVERNMENT CENTER FIRE ALARM SYSTEM" AND 176 - "SPCC FACILITY REFURBISHMENT (STAIRWELL & ELEVATORS)," EACH IDENTIFIED IN APPENDIX A TO RESOLUTION NO. R-915-04, AND PROJECT NOS. 224 - "BUILDING/ENERGY MANAGEMENT SYSTEM FOR GOVERNMENT FACILITIES AND COURTHOUSES" AND 226 - "SPCC FACILITY REFURBISHMENT (INCLUDES HVAC AND COMMUNICATIONS SYSTEMS)," EACH IDENTIFIED IN APPENDIX A TO RESOLUTION NO. R-917-04, AFTER A PUBLIC HEARING (General Services Administration Department)

*Adopted**Resolution R-1287-08**Mover: Rebeca Sosa**Seconder: Katy Sorenson**Vote: 9- 0**Absent: Edmonson, Sorenson,
Souto, Diaz*

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

Vice Chairwoman Jordan resumed the Chair and opened the public hearing. Seeing no one to appear, she closed the public hearing.

It was moved by Commissioner Gimenez that the foregoing proposed resolution be adopted. This motion was seconded by Commissioner Sorenson, and followed by discussion.

Responding to Commissioner Sosa's question of why the Stephen P. Clark Center (SPCC) was deleted from the list of facilities in the column entitled "Modified BCC Project," Mr. Jose Perez, Director, Design and Construction Division, General Services Administration (GSA), stated the SPCC was included in that project.

Commissioner Sosa asked the County Manager to study the feasibility of rerouting entry into the lobby of the SPCC from the narrow doorway next to the security guard station, to lower costs for security measures.

County Manager Burgess noted he was aware of the door in question, and would look into Commissioner Sosa's request.

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

11/10/2008 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

5D

082715 Resolution

RESOLUTION GRANTING PETITION TO CLOSE A PORTION OF NW 87 AVENUE, BEGINNING 184 FEET NORTH OF NW 171 TERRACE, NORTH FOR APPROXIMATELY 329 FEET (ROAD CLOSING PETITION NO. P-861) (Public Works Department)

Adopted
Resolution R-1288-08
Mover: Carlos A. Gimenez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Edmonson, Sorenson

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

Vice Chairwoman Jordan relinquished the Chair to Chairman Barreiro.

Chairman Barreiro opened the public hearing, and seeing no one to appear, he closed the public hearing.

There being no questions or comments, the Board proceeded to vote.

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

5E

082724 Resolution

RESOLUTION GRANTING CLOSURE OF NW 34 STREET, FROM NW 36 AVENUE WEST FOR APPROXIMATELY 404 FEET (Public Works Department)

Adopted
Resolution R-1289-08
Mover: Carlos A. Gimenez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Edmonson, Sorenson

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

Vice Chairwoman Jordan relinquished the Chair to Chairman Barreiro.

Chairman Barreiro opened the public hearing, and seeing no one to appear, he closed the public hearing.

There being no questions or comments, the Board proceeded to vote.

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

5F

082737 Resolution

RESOLUTION GRANTING PETITION TO CLOSE SW 93 STREET CIRCLE, FROM SW 169 PLACE TO SW 169 COURT (ROAD CLOSING PETITION NO. P-854) (Public Works Department)

*Adopted
Resolution R-1290-08
Mover: Carlos A. Gimenez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Edmonson, Sorenson*

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

Vice Chairwoman Jordan relinquished the Chair to Chairman Barreiro.

Chairman Barreiro opened the public hearing, and seeing no one to appear, he closed the public hearing.

There being no questions or comments, the Board proceeded to vote.

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

5G

082750 Resolution

RESOLUTION GRANTING PETITION TO CLOSE A PORTION OF NW 30 AVENUE, FROM NW 99 STREET NORTH FOR 140 FEET (ROAD CLOSING PETITION NO. P-847) (Public Works Department)

*Adopted
Resolution R-1291-08
Mover: Carlos A. Gimenez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Edmonson, Sorenson*

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

Vice Chairwoman Jordan relinquished the Chair to Chairman Barreiro.

Chairman Barreiro opened the public hearing, and seeing no one to appear, he closed the public hearing.

There being no questions or comments, the Board proceeded to vote.

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

5H

083031 Resolution

RESOLUTION GRANTING PETITION TO CLOSE SW 347 STREET, FROM SW 193 AVENUE WEST FOR APPROXIMATELY 297 FEET (ROAD CLOSING PETITION NO. P-859) (Public Works Department)

*Adopted
Resolution R-1292-08
Mover: Carlos A. Gimenez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Edmonson, Sorenson*

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

Vice Chairwoman Jordan relinquished the Chair to Chairman Barreiro.

Chairman Barreiro opened the public hearing, and seeing no one to appear, he closed the public hearing.

There being no questions or comments, the Board proceeded to vote.

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

5I

083238 Resolution

RESOLUTION APPROVING THE PLAT OF CENTURY STORAGE, LOCATED IN THE NORTHEAST 1/4 OF SECTION 23, TOWNSHIP 56 SOUTH, RANGE 39 EAST (BOUNDED ON THE NORTH BY APPROXIMATELY SW 236 STREET, ON THE EAST BY SW 129 AVENUE, ON THE SOUTH BY APPROXIMATELY SW 240 STREET, AND ON THE WEST BY SOUTH DIXIE HIGHWAY) (Public Works Department)

*Adopted
Resolution R-1293-08
Mover: Katy Sorenson
Seconder: Carlos A. Gimenez
Vote: 12- 0
Absent: Edmonson*

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

Chairman Barreiro opened the public hearing, and seeing no one to appear, he closed the public hearing.

There being no questions or comments, the Board proceeded to vote.

5J

083266 Resolution

RESOLUTION APPROVING THE DESIGNATION OF A 3.42-ACRE VACANT PARCEL OF LAND LOCATED AT 11101 – 11162 S.W. 87 COURT, AS THE FUTURE KILLIAN LIBRARY PARK SITE IN COMPLIANCE WITH SECTION 33-303 OF THE CODE OF MIAMI-DADE COUNTY [SEE AGENDA ITEM NO. 8F1A] (General Services Administration Department)

Carried over to December 4, 2008

6

CHAIRMAN OF THE BOARD OF COUNTY COMMISSIONERS

6A1

083374

Report

Bruno A. Barreiro

ADJUSTMENT TO COUNTY ATTORNEY'S COMPENSATION

Approved

Mover: Natacha Seijas

Seconder: Jose "Pepe" Diaz

Vote: 8- 5

*No: Edmonson, Heyman, Sosa,
Gimenez, Sorenson*

Report: Chairman Barreiro provided a brief overview of his intent to include the Cost of Living Allowance (COLA), health, and merit increase benefits in the County Attorney's compensation package.

Commissioner Gimenez noted he was supportive of providing the County Attorney with health and COLA benefits, however, he was opposed to a nine percent merit increase.

Commissioner Sosa concurred with Commissioner Gimenez' comments opposing a nine percent salary increase, and noted this would send the wrong message to county employees. She asked the County Manager to provide her with a status report on the negotiations between the County and the Police and Fire Departments' union representatives.

Chairman Barreiro provided his colleagues with copies of a breakdown of the compensation paid to executive-level county employees, and pointed out the average COLA increase was four percent and the average merit increase was five percent.

Commissioner Diaz spoke in support of Chairman Barreiro's comments, and noted the County Attorney had done an outstanding job and deserved the entire proposed compensation package. He noted this issue should be approached by comparing a Corporate Managing Partner Attorney's salary to that of the County Attorney's.

Commissioner Sorenson agreed with the comments that a nine percent increase would send the wrong message to employees. She recommended the County Attorney be given a two percent salary increase, along with the COLA and health benefits.

Chairman Barreiro clarified the nine percent increase consisted of four percent COLA and five percent merit increases.

Commissioner Heyman spoke in opposition to the nine percent increase being recommended at a time when the County was reducing essential services and consolidating costs. She explained that increasing a substantial salary by five percent was inappropriate; however, she expressed her support for the four percent COLA increase.

Commissioner Souto noted he would like to have been given a document listing the salaries of chief attorneys in other large Florida counties for review today. He noted this was a governmental agency and the salaries of our employees should be compared to salaries of other governmental agency employees, rather than to private corporations.

Commissioner Edmonson concurred with her colleagues' remarks commending the County Attorney for his outstanding job performance; however, she noted she was opposed to a substantial salary increase at this time.

Commissioner Seijas spoke in support of the proposed nine percent increase.

Commissioner Jordan explained that county employees were provided a COLA increase yearly at approximately three percent, and received an additional five percent merit increase with a performance evaluation rating of satisfactory or better. She expressed her concern that the Board was considering granting the County Attorney less compensation than other

county employees. She noted she supported the proposed nine percent increase.

Commissioner Rolle spoke in support of the proposed nine percent increase to the County Attorney's compensation package.

Commissioner Martinez reiterated that the proposed nine percent increase included the standard merit increase and added the COLA benefit that was inadvertently omitted from his original compensation package. He spoke in support of the nine percent increase.

Commissioner Moss spoke in support of the proposed increase of nine percent.

Commissioner Gimenez clarified that, currently, the County Manager and Mayor were the only County employees who received family health insurance coverage in their compensation package. He expressed concern that while other County executives received a \$10,000 allotment to purchase health insurance, this proposed package would provide the County Attorney with a \$10,000 allotment, in addition to providing family health insurance coverage.

Commissioner Moss requested that future items of this nature be properly published and placed on a Board of County Commissioner's agenda to achieve optimum transparency in this process.

There being no further questions or comments, the Board proceeded to vote.

7 ORDINANCES SET FOR SECOND READING

7A

082620

Ordinance

Natacha Seijas

ORDINANCE AMENDING SECTION 2-8.2.11 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA RELATING TO CONTRACT AUTHORITY FOR SPECIFIC WATER AND SEWER PROJECTS; PROVIDING EXCEPTION TO RATIFICATION REQUIREMENT FOR CERTAIN ACTIONS BY MAYOR OR HIS DESIGNEE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE

*Adopted
Ordinance 08-132
Mover: Joe A. Martinez
Second: Rebeca Sosa
Vote: 10- 0
Absent: Seijas, Edmonson,
Barreiro*

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

Ms. Jennifer Glazer-Moon, Budget Director, Office of Strategic Business Management, responding to Commissioner Sosa's inquiry, noted the County Manager's impact statement on handwritten page two of this ordinance, informed that this ordinance would have no fiscal impact to Miami-Dade County.

There being no further questions or comments, the Board proceeded to vote.

10/7/2008 Tentatively scheduled for a public hearing by the Board of County Commissioners to the Governmental Operations and Environment Committee

10/7/2008 Adopted on first reading by the Board of County Commissioners

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

7B

082198

Ordinance

Natacha Seijas,
Barbara J. Jordan

ORDINANCE AMENDING SECTION 33-8 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, REQUIRING CERTIFICATE OF USE FOR SINGLE FAMILY RESIDENCES, CONDOMINIUM UNITS, TOWNHOUSES AND DUPLEXES, ACQUIRED THROUGH CERTIFICATE OF TITLE, REQUIRING CERTIFICATION OF COMPLIANCE WITH APPLICABLE BUILDING CODES AND ZONING CODES; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

Amended

Report: (SEE AGENDA ITEM 7B AMENDED; LEGISLATIVE FILE NO. 082198.)

- 10/7/2008 Tentatively scheduled for a public hearing by the Board of County Commissioners to the Governmental Operations and Environment Committee
- 10/7/2008 Adopted on first reading by the Board of County Commissioners
- 11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

FINAL OFFICIAL

7B AMENDED

083641

Ordinance

**Natacha Seijas,
Barbara J. Jordan**

ORDINANCE AMENDING SECTION 33-8 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, REQUIRING CERTIFICATE OF USE FOR SINGLE FAMILY RESIDENCES, CONDOMINIUM UNITS, TOWNHOUSES AND DUPLEXES, ACQUIRED THROUGH CERTIFICATE OF TITLE, REQUIRING CERTIFICATION OF COMPLIANCE WITH APPLICABLE BUILDING CODES AND ZONING CODES; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 082198]

*Adopted as amended
Ordinance 08-133
Mover: Natacha Seijas
Seconder: Barbara J. Jordan
Vote: 12- 0
Absent: Souto*

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

Commissioner Sorenson expressed concerns that this policy could result in the unintended consequence of slowing down the process for returning properties to the market. She recognized Mr. Alex Sanchez, representing the banking industry, to present his concerns regarding this issue to the Board.

Mr. Alex Sanchez, President/CEO, Florida Bankers Association (FBA), appeared before the Board and provided a brief overview of the FBA's structure and purpose. He cautioned against burdening local state banks with this requirement to obtain a Certificate of Use (CU) and having national banks not comply because of pre-emption issues of the Office of the Comptroller of the Currency (OCC). Mr. Sanchez asked that this ordinance be deferred.

Vice-Chairwoman Jordan advised Mr. Sanchez that his comments addressed issues contained in Agenda Item 7C, which was not before the Board at this time.

Mr. Douglas Dewitt, 13900 S.W. 72nd Court, appeared before the Board and acknowledged the intent of the foregoing ordinance to address the issues surrounding foreclosure crisis. He expressed concern that the Commission did not fully understand how the asset management disposal process worked with regard to banks. Mr. Sanchez stated the biggest problems were the abandoned and stripped houses that could not be easily recertified. He added no process currently existed that allowed an asset manager to perform the amount of work required by some of these properties, which pushed the responsibility to the real estate brokers. Mr. Sanchez requested the hurdles delaying the process of getting these properties back into private ownership be removed. He stated requiring recertification or new certificates of use on each of the properties would doom them to a prolonged period of neglect.

Assistant County Attorney Thomas Robertson advised an alternative to banks making the necessary repairs, was that the department could issue CUs requiring inspections be done and that report recorded as public record identifying any problems with the property. Because the inspections would be recorded, Mr. Robertson noted, it would be nearly impossible for anyone to obtain a mortgage or title insurance without the property being cleared.

Mr. Dewitt recommended the Board establish a foreclosure crisis task force, consisting of representatives from code enforcement, law enforcement, and other related county departments, to develop a best practices program. He suggested other municipalities within the County also be included.

Commissioner Seijas explained that her intent with this ordinance was to protect the buyer from inheriting the responsibility of code violations caused by previous owners. She noted she understood several County employees had access to software that tracked foreclosures within Miami-Dade County, and asked the County Manager to be cognizant of this situation.

In response to Commissioner Seijas' comment regarding an article in the "Miami Today" newspaper, Mr. Sanchez noted his comments in that article were misquoted and explained that FBA banks were regulated and evaluated annually regarding mortgage lending practices.

In response to Commissioner Sosa's requests for clarification, Assistant

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County Attorney Robertson noted the foregoing ordinance applied to properties sold by a judicial process, which included only foreclosure and satisfaction of judgment sales. Regarding who would pay for the inspection and fees associated with this process, Mr. Robertson noted this ordinance provided that the department could charge a fee for the inspection and CU, which would be paid by the purchaser at the closing. He explained that banks generally purchased the homes in foreclosure with judgments filed, and as purchaser, paid the inspection and CU costs. Mr. Robertson advised that the costs for inspections, renovations, and other fees for obtaining a CU would be included in the purchase price once the bank placed the property back on the market.

Commissioner Jordan asked to be added as a co-sponsor of this ordinance and recognized Dr. Cruz to present his concerns on the record.

Dr. Robert Cruz, Chief Economist, Office of Economic Development Coordination (OEDC), appeared and noted identifying and disclosing code violations would benefit the buyer and the economy. However, he noted, the foregoing ordinance required the owners of the current mortgages to repair the code violations, which would extend the foreclosure process, and result in the unintended consequence of properties and neighborhoods suffering from the effects of vacant and abandoned homes. Dr. Cruz noted a private market solution existed that lenders require a property be inspected prior to issuing a new loan; and that lenders require all significant violations be remedied as a condition of receiving the loan, which would become the basis for negotiations between the buyer and seller. Dr. Cruz pointed out the requirement that violations be identified and publicly noticed would enhance this private market solution. He further noted this ordinance could increase the risk of lending in the unincorporated area, which bankers would incorporate into the mortgages, resulting in higher interest rates and/or down payments. He advised that requiring an inspection and the disclosure of the inspection results provided a benefit to the buyer with no associated economic harm. He stated the requirement that current mortgage holders be responsible for bringing properties up to code was the stumbling block in this legislation.

In response to Commissioner Jordan's suggested amendment to remove the language requiring a CU be obtained to avoid higher costs, Commissioner Seijas stated the requirement that lenders repair code violations was what increased costs.

Mr. Charles Danger, Director, Miami-Dade County Building Department, appeared and explained the problem of foreclosed properties being destroyed by previous owners, followed by investors buying, applying cosmetic fixes, and selling them to unsuspecting purchasers who then, would be stuck making the repairs. He spoke in support of the intent of this ordinance to identify and disclose code violations to prospective buyers before the sale was final.

Commissioner Gimenez recommended this ordinance be amended to provide that a CU inspection be required and the results be disclosed to the buyer, including an estimate of repair costs, and that it become part of the negotiations between the buyer and seller.

Commissioner Diaz pointed out that banks were currently losing money on foreclosures while investors were flipping houses and making money. He expressed his support of this ordinance as written and asked to be listed as a co-sponsor.

Discussion ensued among members of the Board concerning the development of appropriate language to protect home buyers from hidden expenses for complying with code violations when purchasing a home; and the development of a mechanism to prevent mortgage interests rates from increasing as a consequence of this legislation.

The Board adopted the foregoing ordinance as amended to include language providing that all building code violations existing in foreclosed properties be clearly disclosed to buyers, and that the estimated cost of making the properties compliant be included in the negotiated purchase price.

7C

082197

Ordinance

Natacha Seijas,
Carlos A. Gimenez,
Jose "Pepe" Diaz,
Sally A. Heyman,
Rebeca Sosa,
Barbara J. Jordan,
Dennis C. Moss,
Audrey M. Edmonson

ORDINANCE AMENDING SECTIONS 19-4, 19-4.2, 19-4.4, 19-4.6, 19-4.7, 19-5, 19-13, 19-14, 17A-9 AND 17A-13, OF THE CODE OF MIAMI-DADE COUNTY; AND CREATING SECTIONS 17A-18, 17A-19 AND 17A-20 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, ALL TO DEFINE ANY PERSON WHO FILES A LIS PENDENS AND/OR ACTION FOR FORECLOSURE UPON A MORTGAGED PROPERTY; TO BE RESPONSIBLE FOR COMPLIANCE WITH CHAPTERS 19 AND 17A RELATING TO THE MAINTENANCE OF IMPROVED AND UNIMPROVED RESIDENTIAL PROPERTY IN MIAMI-DADE COUNTY; PROVIDING FOR THE REGISTRATION OF ALL SINGLE FAMILY DWELLING UNITS THAT ARE THE SUBJECT OF A MORTGAGE FORECLOSURE ACTION; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

Amended

Report: (SEE AGENDA ITEM 7C AMENDED; LEGISLATIVE FILE NO. 083643.)

- 10/7/2008 Tentatively scheduled for a public hearing by the Board of County Commissioners to the Governmental Operations and Environment Committee
- 10/7/2008 Adopted on first reading by the Board of County Commissioners
- 11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

FINAL OFFICIAL

7C AMENDED

083643

Ordinance

Natacha Seijas,
Carlos A. Gimenez,
Jose "Pepe" Diaz,
Audrey M. Edmonson,
Barbara J. Jordan,
Dennis C. Moss,
Rebeca Sosa

ORDINANCE AMENDING SECTIONS 19-4, 19-4.2, 19-4.4, 19-4.6, 19-4.7, 19-5, 19-13, 19-14, 17A-9 AND 17A-13, OF THE CODE OF MIAMI-DADE COUNTY; AND CREATING SECTIONS 17A-18, 17A-19 AND 17A-20 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, ALL TO DEFINE ANY PERSON WHO FILES A LIS PENDENS AND/OR ACTION FOR FORECLOSURE UPON A MORTGAGED PROPERTY; TO BE RESPONSIBLE FOR COMPLIANCE WITH CHAPTERS 19 AND 17A RELATING TO THE MAINTENANCE OF IMPROVED AND UNIMPROVED RESIDENTIAL PROPERTY IN MIAMI-DADE COUNTY; PROVIDING FOR THE REGISTRATION OF ALL SINGLE FAMILY DWELLING UNITS THAT ARE THE SUBJECT OF A MORTGAGE FORECLOSURE ACTION; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 082197]

*Adopted as amended
Ordinance 08-134
Mover: Natacha Seijas
Seconder: Rebeca Sosa
Vote: 13- 0*

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

Commissioner Seijas pointed out that safety issues existed when a Lis Pendens was filed against homeowners who continued to reside in a foreclosed properties. She asked that the foregoing ordinance be amended to include the language "when the home is vacated."

Mr. Alex Sanchez, President/CEO, Florida Bankers Association (FBA), appeared before the Board and noted the majority of the banks he represented were owned by people who resided in and were citizens of Miami-Dade County. He explained that Florida's foreclosure period was one of the longest, lasting from nine to twelve months. Mr. Sanchez pointed out that if the homeowner remained on the premises, any attempt to restore the property would place maintenance and repair workers in danger.

Senior Assistant to the County Manager Cynthia Curry advised she would research and report back her findings in response to Commissioner Seijas' question of whether an Administrative Order (AO) would be created from this ordinance.

Commissioner Seijas invited Mr. Sanchez to work with her on developing language in the AOs governing the ordinances contained in Agenda Items 7B and 7C.

Mr. Sanchez recommended the Board defer the foregoing ordinance until such time a Task Force consisting of representatives from the real estate, banking, and contracting businesses was established, and could analyze this matter and bring back recommendations that would benefit all concerned parties.

Following confirmation that an AO would be created for this ordinance, Commissioner Seijas noted five commissioners co-sponsored this ordinance and she preferred not to delay this legislation. She agreed to revisit this ordinance for possible amendments if the development and adoption of the AO did not produce the desired results.

Mr. Sanchez advised that the amended language proposed by Commissioner Seijas would help this matter, however, the properties could not be resold during the lengthy foreclosure period.

Commissioners Gimenez and Jordan spoke in support of the foregoing ordinance with the proposed amended language, and asked to be added as co-sponsors.

The Board adopted the foregoing ordinance as amended to include the language "...when the home is vacated..."

(NOTE: See Agenda Item 16B3, December 16, 2008, Legislative File No. 090922, regarding a motion by Commissioner Seijas authorizing the County Administration to establish an Implementation Order in connection with the foregoing ordinance.

7D

082907

Ordinance

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

ORDINANCE PERTAINING TO ROAD IMPACT FEES;
AMENDING SECTIONS 33E-3, 33E-5 AND 33E-12 OF THE
CODE OF MIAMI-DADE COUNTY, FLORIDA (CODE);
PROVIDING FOR TRANSIT USE OF ROAD IMPACT FEES
UNDER CERTAIN CONDITIONS; PROVIDING FOR
SEVERABILITY, INCLUSION IN THE CODE AND AN
EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NOS.
081877 AND 082906]

Amended

Report: (SEE AGENDA ITEM 7D AMENDED; LEGISLATIVE FILE NO.
090438.)

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations
and Environment Committee

FINAL OFFICIAL

7D AMENDED

090438

Ordinance

**Carlos A. Gimenez,
Dennis C. Moss,
Katy Sorenson,
Rebeca Sosa**

ORDINANCE PERTAINING TO ROAD IMPACT FEES;
AMENDING SECTIONS 33E-3, 33E-5 AND 33E-12 OF THE
CODE OF MIAMI-DADE COUNTY, FLORIDA (CODE);
PROVIDING FOR TRANSIT USE OF ROAD IMPACT FEES
UNDER CERTAIN CONDITIONS; PROVIDING FOR
SEVERABILITY, INCLUSION IN THE CODE AND AN
EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NOS.
081877, 082906, 082907]

Adopted as amended
Mover: Carlos A. Gimenez
Seconder: Dennis C. Moss
Vote: 12- 0
Absent: Edmonson

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

Assistant County Attorney Craig Collier asked that the foregoing ordinance be amended to include the language "...Roadway trust funds may be expended on select transit capital improvements provided the Board of County Commissioners, after recommendation from the Mayor in consultation with the Public Works Director, and after public hearing, determines that such transit use of roadway trust funds would be an effective part of the county's strategy for providing roadway capacity within the Urban Infill Areas..."

It was moved by Commissioner Gimenez that the foregoing ordinance be adopted as amended. This motion was seconded by Commissioner Moss, followed by discussion.

In response to Commissioner Martinez' question regarding where the fees would be directed, Assistant County Attorney Collier advised the roadway impact fees could only be used in the district from which it was generated. He further explained that this ordinance was an amendment to the larger roadway impact fee document, and only those provisions being amended were included here.

Responding to Commissioner Sosa's inquiry of whether road impact fees would be used for Transit Capital Projects within boundaries or countywide, Mr. Collier stated those funds could only be used within the district and within the urban infill areas of that district.

Regarding Commissioner Diaz' concern with roadway impact fee monies being diverted away from a specific project within District 12 that had been underway for several years, Ms. Esther Calas, Director, Public Works Department, explained the particular circumstances pertaining to the project referenced.

Assistant County Manager Ysela Llord agreed to meet with Commissioner Diaz to review the details of the referenced project so she might develop recommendations to resolve the matter.

Further discussion ensued between Commissioner Diaz and staff regarding a bridge overpass, the referenced project in District 12. Assistant County Attorney Collier advised of an option to ensure the impact fee paid by the developer would remain in Medley, which was part of an interlocal agreement between the County and Medley identifying those funds as partial payment for construction of that particular development. He noted the list identifying this particular improvement as a developer-funded improvement would need to be modified.

Commissioners Sorenson, Sosa, and Moss asked to be added as co-sponsors to this ordinance.

There being no further questions or comments, the Board adopted the foregoing ordinance as amended to change the first sentence of paragraph (d), on handwritten page 7, to read as follows: "...Roadway trust funds may be expended on select transit capital improvements provided the Board of County Commissioners, after recommendation from the Mayor in consultation with the Public Works Director, and after public hearing, determines that such transit use of Roadway Trust Funds would be an effective part of the County's strategy for providing roadway capacity within the Urban Infill

7F

**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

*Adopted
Ordinance 08-137
Mover: Sally A. Heyman
Seconder: Rebeca Sosa
Vote: 9- 1
No: Rolle
Absent: Edmonson, Barreiro,
Seijas*

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

In response to Commissioner Rolle's question regarding a procedure governing the use of interest earned from General Obligation Bonds (GOB), Ms. Jennifer Glazer-Moon, Director, Office of Strategic Business Management (OSBM), advised that an Implementing Order governing the use of premiums and interest from GOBs had been prepared and would be presented for the Board's consideration at the next Commission meeting.

Assistant County Attorney Geri Bonzon-Keenan advised that a project that fell within the constraints of the original ballot question that the voters authorized, could be added to the list of GOB-funded projects. She noted this needed to be done by resolution authorizing the addition of the project and would require a public hearing before this Board.

There being no further questions or comments, the Board proceeded to vote.

- 9/16/2008** *Adopted on first reading by the Board of County Commissioners*
- 9/16/2008** *Tentatively scheduled for a public hearing by the Board of County Commissioners to the Governmental Operations and Environment Committee*
- 11/10/2008** *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

7G

082305 Ordinance County Commission

ORDINANCE CHANGING THE BOUNDARIES OF MIAMI SHORES VILLAGE, FLORIDA, AND AMENDING THE CHARTER OF SUCH MUNICIPALITY BY PROVIDING FOR THE ANNEXATION OF CERTAIN LANDS, UNDER AND PURSUANT TO PROCEEDINGS PRESCRIBED BY SECTION 6.04(B) OF THE HOME RULE CHARTER; PROVIDING FOR RESERVATION TO THE COUNTY OF ELECTRIC FRANCHISE AND UTILITY TAX REVENUES; PROVIDING RETENTION OF GARBAGE AND REFUSE COLLECTION AND DISPOSAL; PROVIDING THAT THE ORDINANCE WILL ONLY BECOME EFFECTIVE UPON THE OCCURRENCE OF CERTAIN EVENTS; PROVIDING INTERDEPENDENCY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NOS. 082123 AND 082223] [SEE AGENDA ITEM NO. 11A20]

Adopted
Ordinance 08-138
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 10- 0
Absent: Edmonson, Barreiro,
Seijas

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

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

9/9/2008 *Deferred by the Governmental Operations and Environment Committee*

11/10/2008 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

7H

080377 Ordinance

ORDINANCE AMENDING SECTION 31-82 (O) OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, REGARDING THE TAXICAB LICENSE LOTTERY; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE (Consumer Services Department)

Amended

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

Ms. Cathy Grimes Peel, Director, Consumer Services Department (CSD), read into the record the requested amendments recommended during the Economic Development and Human Services Committee workshops.

It was moved by Commissioner Sorenson that the foregoing ordinance be adopted as amended. This motion was seconded by Commissioner Moss, followed by discussion.

Commissioner Martinez expressed opposition to the department issuing additional taxicab medallions when there were already too many for current demand.

Ms. Peel provided a historical overview of the development of the foregoing ordinance creating a lottery to issue taxicab medallions within the industry. She emphasized the fact that these taxicabs would be restricted from picking up at the airport, would be required to be part of the radio-dispatched system, and 15 would be wheelchair accessible.

Mr. Jose Feliciano, South Florida Taxicab Association, appeared before the Board and spoke of the importance of servicing the wheelchair bound people; however, he expressed opposition to this lottery occurring, as did others associated with this industry.

Discussion ensued between Commissioner Diaz and staff regarding the benefits and consequences to the taxicab industry with adoption of this ordinance.

Upon hearing Ms. Peel's response that no research was conducted to determine need, Commissioner Gimenez stated he would not support this ordinance until a study of needs was done and a status report on the industry was provided.

Commissioner Heyman expressed concern and questioned the department's objective in issuing additional medallions during a time of economic crisis when taxi drivers were struggling to survive.

Further discussion ensued among Board members regarding the state of the taxicab industry and whether this was the appropriate time for putting more taxicabs on the streets.

It was moved by Commissioner Rolle that the foregoing proposed ordinance be adopted as amended to include language providing that a total of thirty-five (35) medallions shall be issued at one (1) lottery event in 2009, rather than a series of three (3) lotteries; ten (10) of the thirty-five (35) medallions will be regular taxicabs operating countywide; fifteen (15) will be wheelchair assessable taxicabs operating countywide; five (5) will be assigned to the North Miami-Dade Underserved area and five (5) to the South Miami-Dade Service Area; nine (9) medallions each will be allocated to chauffeurs who had driven from 20-25 years or more; five (5) medallions each will be allocated to chauffeurs who had driven between ten and five years or more respectively; and two (2) medallions to chauffeurs who are veterans of the United States Armed Forces. All of the new medallions are prohibited from transporting passengers from Miami International Airport (MLA) and the price for each medallion will be \$25,000. This motion was seconded by Commissioner Moss, and upon being put to a vote, failed by a vote of 4-6

(Commissioners Souto, Gimenez, Sosa, Heyman, Diaz, and Martinez voted no; Chairman Barreiro and Commissioners Edmonson and Seijas were absent).

Subsequently, it was moved by Commissioner Heyman that the foregoing proposed ordinance be adopted as amended to include language providing that a total of twenty-five (25) medallions shall be issued at one (1) lottery event in 2009, which shall consist of fifteen (15) wheelchair assessable taxicabs operating countywide, and ten (10) regular taxicabs, five (5) of the ten (10) operating strictly within the North Miami-Dade underserved service area and five (5) strictly within the South Miami-Dade underserved service area. This motion was seconded by Commissioner Moss, and upon being put to a vote, passed 9-1 (Commissioners Barreiro, Seijas and Edmonson were absent; Commissioner Martinez voted No).

The forgoing ordinance was assigned ordinance no. 08-139.

- 2/13/2008** Deferred by the Economic Development and Human Services Committee
- 4/23/2008** Presented by the Economic Development and Human Services Committee
- 10/15/2008** Deferred by the Economic Development and Human Services Committee
- 11/12/2008** Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

7H SUPPLEMENT

083220 Supplement

SUPPLEMENTAL REPORT RELATING TO TAXICAB
MEDALLION

Accepted

Mover: Sally A. Heyman

Seconder: Dennis C. Moss

Vote: 9- 1

No: Martinez

*Absent: Edmonson, Barreiro,
Seijas*

Report: SEE REPORT UNDER AGENDA ITEM 7H; LEGISLATIVE FILE
NO. 080377.

- 11/12/2008** Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

71

083064 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 [SEE ORIGINAL ITEM UNDER FILE NO. 082398] (Water & Sewer Department)

*Adopted
Ordinance 08-140
Mover: Joe A. Martinez
Seconder: Rebeca Sosa
Vote: 11- 0
Absent: Edmonson, Barreiro*

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

There being no questions or comments, the Board proceeded to vote.

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

71 SUPPLEMENT

083066 Supplement

SUPPLEMENT REPORT TO ORDINANCE AMENDING SECTIONS 32-78 OF THE MIAMI-DADE COUNTY CODE REQUIRING PROPERTIES WITH WATER MAINS IN THE REAR OF THE PROPERTY TO CONNECT A SINGLE WATER MAIN IN FRONT OF THE PROPERTY

*Accepted
Mover: Joe A. Martinez
Seconder: Rebeca Sosa
Vote: 11- 0
Absent: Edmonson, Barreiro*

Report: SEE REPORT UNDER AGENDA ITEM 71; LEGISLATIVE FILE NO. 083066

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8 DEPARTMENTAL ITEMS

8A and 8B No items were submitted for these sections.]

8C CONSUMER SERVICES DEPARTMENT

8C1A

083050 Resolution

RESOLUTION ESTABLISHING THE AIRPORT REGIONAL TAXICAB SERVICE RULES AND REGULATIONS, EXTENDING AIRPORT REGIONAL TAXICAB SERVICE TO INCLUDE ZONE C FOR TRIPS ORIGINATING AT THE MIAMI INTERNATIONAL AIRPORT, AND EXPANDING THE BOUNDARIES OF TAXICAB FLAT FARE ZONES A, B, AND C (Consumer Services Department)

Adopted
Resolution R-1294-08
Mover: Sally A. Heyman
Second: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

11/12/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

8C1B

083089 Resolution

RESOLUTION APPROVING APPLICATION FOR ONE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PATIENT TRANSPORTATION SERVICES, INC. D/B/A P.S.T., INC. TO PROVIDE COMBINATION WHEELCHAIR AND STRETCHER NONEMERGENCY MEDICAL TRANSPORTATION SERVICE (NE CONTROL NO. 45021) (Consumer Services Department)

Adopted
Resolution R-1295-08
Mover: Sally A. Heyman
Second: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

11/12/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

8C1C

083090 Resolution

RESOLUTION APPROVING APPLICATION FOR ONE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PATIENT TRANSPORTATION SERVICES, INC. D/B/A P.S.T., INC. TO PROVIDE COMBINATION WHEELCHAIR AND STRETCHER NONEMERGENCY MEDICAL TRANSPORTATION SERVICE (NE CONTROL NO. 45022) (Consumer Services Department)

Adopted
Resolution R-1296-08
Mover: Sally A. Heyman
Second: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

11/12/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

8C1D

083091 Resolution

RESOLUTION APPROVING APPLICATION FOR ONE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PATIENT TRANSPORTATION SERVICES, INC. D/B/A P.S.T., INC. TO PROVIDE WHEELCHAIR NONEMERGENCY MEDICAL TRANSPORTATION SERVICE (NE CONTROL NO. 45023) (Consumer Services Department)

Adopted
Resolution R-1297-08
Mover: Sally A. Heyman
Second: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

11/12/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

FINAL OFFICIAL

8C1E

083092 Resolution

RESOLUTION APPROVING APPLICATION FOR ONE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PATIENT TRANSPORTATION SERVICES, INC. D/B/A P.S.T., INC. TO PROVIDE WHEELCHAIR NONEMERGENCY MEDICAL TRANSPORTATION SERVICE (NE CONTROL NO. 45024) (Consumer Services Department)

Adopted
Resolution R-1298-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

11/12/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

8C1F

083093 Resolution

RESOLUTION APPROVING APPLICATION FOR ONE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PATIENT TRANSPORTATION SERVICES, INC. D/B/A P.S.T., INC. TO PROVIDE WHEELCHAIR NONEMERGENCY MEDICAL TRANSPORTATION SERVICE (NE CONTROL NO. 45025) (Consumer Services Department)

Adopted
Resolution R-1300-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

11/12/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

8C1G

083094 Resolution

RESOLUTION APPROVING APPLICATION FOR ONE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PATIENT TRANSPORTATION SERVICES, INC. D/B/A P.S.T., INC. TO PROVIDE WHEELCHAIR NONEMERGENCY MEDICAL TRANSPORTATION SERVICE (NE CONTROL NO. 45026) (Consumer Services Department)

Adopted
Resolution R-1301-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

11/12/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

8C1H

083095 Resolution

RESOLUTION APPROVING APPLICATION FOR ONE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PATIENT TRANSPORTATION SERVICES, INC. D/B/A P.S.T., INC. TO PROVIDE WHEELCHAIR NONEMERGENCY MEDICAL TRANSPORTATION SERVICE (NE CONTROL NO. 45027) (Consumer Services Department)

Adopted
Resolution R-1302-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Diaz, Souto

11/12/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

8C1I

083096 Resolution

RESOLUTION APPROVING APPLICATION FOR ONE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PATIENT TRANSPORTATION SERVICES, INC. D/B/A P.S.T., INC. TO PROVIDE WHEELCHAIR NONEMERGENCY MEDICAL TRANSPORTATION SERVICE (NE CONTROL NO. 45028) (Consumer Services Department)

*Adopted
Resolution R-1303-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/12/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

8C1J

083102 Resolution

RESOLUTION APPROVING AN ADJUSTMENT TO THE MIAMI-DADE FIRE RESCUE DEPARTMENT'S AUTHORIZED EMERGENCY MEDICAL SERVICES RATE SCHEDULE (Consumer Services Department)

*Adopted
Resolution R-1304-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/12/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

8D ENVIRONMENTAL RESOURCES MANAGEMENT

8D1A

082293 Resolution

RESOLUTION RATIFYING THE COUNTY MAYOR'S ACTION OF EXECUTING AGREEMENT NUMBER 4600001435 WITH THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT FOR THE SOUTH FLORIDA ESTUARINE SUBMERGED AQUATIC VEGETATION AND WATER QUALITY MONITORING NETWORK; AND AUTHORIZING THE COUNTY MAYOR TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (Department of Environmental Resources Management)

*Adopted
Resolution R-1305-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1B

082652 Resolution

RESOLUTION RATIFYING THE ACTION OF THE COUNTY MAYOR'S DESIGNEE IN APPLYING FOR UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT LEAD OUTREACH GRANT PROGRAM FUNDS OF \$299,978; AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXECUTE SUCH GRANT AGREEMENTS, TO EXPEND SUCH FUNDS AND TO EXECUTE AGREEMENTS AND AMENDMENTS AS REQUIRED (Department of Environmental Resources Management)

Adopted
Resolution R-1306-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1C

082658 Resolution

RESOLUTION AUTHORIZING THE EXECUTION OF A GRANT AGREEMENT WITH THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR THE C-103 CANAL OUTFALLS RETROFIT PROJECT IN THE AMOUNT OF \$100,000; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO RECEIVE AND EXPEND FUNDS, TO EXECUTE AMENDMENTS, TO ACCEPT ADDITIONAL FUNDS THAT MAY BECOME AVAILABLE FOR THIS AGREEMENT AND TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (Department of Environmental Resources Management)

Adopted
Resolution R-1307-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1D

082659 Resolution

RESOLUTION APPROVING THE SUBMITTAL OF A BEACH EROSION CONTROL FUNDING REQUEST AND LONG RANGE BUDGET PLAN TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION AND AUTHORIZING THE REQUEST OF GRANT FUNDS FOR BEACH EROSION CONTROL ACTIVITIES (Department of Environmental Resources Management)

Adopted
Resolution R-1308-08
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 13- 0

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1E

082686 Resolution

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 160 ACRES OF SOUTH DADE WETLANDS PROJECT WITHIN THE ENVIRONMENTALLY ENDANGERED LANDS PROGRAM ACQUISITION SITE WITH THE NATURE CONSERVANCY AS ASSIGNOR, MIAMI-DADE COUNTY AS ASSIGNEE, AND Z.H. INVESTMENT CORPORATION AS SELLER; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

*Adopted
Resolution R-1309-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1F

082689 Resolution

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 20.90 ACRES OF SOUTH DADE WETLANDS PROJECT WITHIN THE ENVIRONMENTALLY ENDANGERED LANDS PROGRAM ACQUISITION SITE WITH THE NATURE CONSERVANCY AS ASSIGNOR, MIAMI-DADE COUNTY AS ASSIGNEE, AND PHILIP MEDVIN, TRUSTEE, AS SELLER; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

*Adopted
Resolution R-1310-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1G

082692 Resolution

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 4.78 ACRES OF SOUTH DADE WETLANDS PROJECT WITHIN THE ENVIRONMENTALLY ENDANGERED LANDS PROGRAM ACQUISITION SITE WITH THE NATURE CONSERVANCY AS ASSIGNOR, MIAMI-DADE COUNTY AS ASSIGNEE, AND MARIO TACHER AND CHARLES BORDON AS SELLER; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

*Adopted
Resolution R-1311-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1H

082694 Resolution

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 19.40 ACRES OF SOUTH DADE WETLANDS PROJECT WITHIN THE ENVIRONMENTALLY ENDANGERED LANDS PROGRAM ACQUISITION SITE WITH THE NATURE CONSERVANCY AS ASSIGNOR, MIAMI-DADE COUNTY AS ASSIGNEE AND PALM DRIVE INVESTMENTS HOLDINGS LLC AS SELLER; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

Adopted
Resolution R-1312-08
Mover: Jose "Pepe" Diaz
Seconder: Natacha Seijas
Vote: 10-1
No: Gimenez
Absent: Edmonson, Barreiro

Report: *Commissioner Gimenez noted, for the record, he was concerned that the amount listed for the purchase of the 19.40 acres of South Dade Wetlands was too high.*

There being no other questions or comments, the Board proceeded to vote.

11/10/2008 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

8D1I

082695 Resolution

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 160 ACRES OF SOUTH DADE WETLANDS PROJECT WITHIN THE ENVIRONMENTALLY ENDANGERED LANDS PROGRAM ACQUISITION SITE WITH THE NATURE CONSERVANCY AS ASSIGNOR, MIAMI-DADE COUNTY AS ASSIGNEE, AND IGNACIO WUST C/O PETE DEL RIO AS SELLER; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

Adopted
Resolution R-1313-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11-0
Absent: Souto, Diaz

11/10/2008 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

8D1J

082697 Resolution

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 10 ACRES OF SOUTH DADE WETLANDS PROJECT WITHIN THE ENVIRONMENTALLY ENDANGERED LANDS PROGRAM ACQUISITION SITE WITH THE NATURE CONSERVANCY AS ASSIGNOR, MIAMI-DADE COUNTY AS ASSIGNEE, AND PALM DRIVE INVESTMENT, LLC C/O LUIS QUINTERO AS SELLER; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

Adopted
Resolution R-1314-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11-0
Absent: Souto, Diaz

11/10/2008 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

8D1K

082995 Resolution

RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF OPA-LOCKA AND THE MIAMI-DADE COUNTY STORMWATER UTILITY FOR STORMWATER MANAGEMENT; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE THE TERMINATION PROVISIONS THEREIN (Department of Environmental Resources Management)

*Adopted
Resolution R-1315-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1L

083000 Resolution

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 621.858 ACRES OF SOUTH DADE WETLANDS PROJECT WITHIN THE ENVIRONMENTALLY ENDANGERED LANDS PROGRAM ACQUISITION SITE WITH THE NATURE CONSERVANCY AS ASSIGNOR, MIAMI-DADE COUNTY AS ASSIGNEE, AND 640 HOMESTEAD COMPANY, LLC AS SELLER; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

*Adopted
Resolution R-1316-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1M

083063 Resolution

RESOLUTION AUTHORIZING THE ACCEPTANCE OF TWO (2) ENVIRONMENTALLY ENDANGERED LANDS COVENANTS IN MIAMI-DADE COUNTY, FLORIDA (Department of Environmental Resources Management)

*Adopted
Resolution R-1317-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

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

8F GENERAL SERVICES ADMINISTRATION

8F1A

083015 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A LEASE AGREEMENT FOR BUILDING 4, CONSISTING OF APPROXIMATELY 6,642 SQUARE FEET, LOCATED AT 20600 N.W. 47TH AVENUE, MIAMI, WITH HIS HOUSE, INC. TO BE UTILIZED FOR OPERATING CHILD WELFARE AND TRAINING PROGRAMS AND FOR ANCILLARY OFFICE AND STORAGE SPACE AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration Department)

*Adopted
Resolution R-1283-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/4/2008 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

8F1B

083016 Resolution

RESOLUTION DECLARING SURPLUS COUNTY-OWNED PROPERTY LOCATED AT SW 112 STREET AND SW 108 COURT; AUTHORIZING THE PRIVATE SALE OF SAID PROPERTY TO THE ADJOINING PROPERTY OWNER, MR. IVAN MEDEROS; FOR ITS CURRENT ASSESSED MARKET VALUE OF \$6,840.00; WAIVING ADMINISTRATIVE ORDER 8-4 AS IT RELATES TO REVIEW BY THE PLANNING ADVISORY BOARD; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO TAKE ALL ACTIONS NECESSARY TO ACCOMPLISH THE SALE OF SAID PROPERTY; AND AUTHORIZING EXECUTION OF A COUNTY DEED FOR SUCH PURPOSE (General Services Administration Department)

*Adopted
Resolution R-1318-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/4/2008 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

8F1C

083017 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A LEASE AGREEMENT AT 8000 S.W. 123 AVENUE, MIAMI, WITH THE CREATIVE CHILDREN THERAPY, INC., A FLORIDA NOT-FOR-PROFIT CORPORATION, FOR PREMISES TO BE UTILIZED AS A FACILITY FOR SPECIAL-NEEDS CHILDREN AND THEIR FAMILIES IN THE COMMUNITY; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration Department)

*Adopted
Resolution R-1319-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8F1D

083154 Resolution

RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT FOR SALE AND PURCHASE, IN THE AMOUNT OF \$3,100,000 \$2,100,0001, BETWEEN 8701 SOUTHWEST, LLC, A FLORIDA LIMITED LIABILITY COMPANY, AS SELLER, AND MIAMI-DADE COUNTY, AS BUYER OF APPROXIMATELY 3.42-ACRES OF VACANT PROPERTY LOCATED AT 11101 – 11162 S.W. 87 COURT, MIAMI, FOR THE DEVELOPMENT OF THE KILLIAN LIBRARY PARK; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO EXERCISE ANY AND ALL RIGHTS CONFERRED THEREIN [SEE AGENDA ITEM NO. 083266] (General Services Administration Department)

Carried over to December 4, 2008

11/7/2008 Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee

8F1E

083018 Resolution

RESOLUTION AUTHORIZING EXECUTION OF AN ACCESS EASEMENT AGREEMENT WITH THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA, FOR THE PURPOSE OF ESTABLISHING AN ACCESS EASEMENT OVER A PORTION OF COUNTY PROPERTY LOCATED BETWEEN S.W. 80 STREET AND 84 STREET AND THEORETICAL S.W. 110 AVENUE, MIAMI; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO TAKE APPROPRIATE ACTIONS TO ACCOMPLISH SAME; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO EXECUTE SAID ACCESS EASEMENT AGREEMENT SUBSTANTIALLY IN THE FORM ATTACHED HERETO (General Services Administration Department)

*Adopted
Resolution R-1320-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/12/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

8F1F

083106 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A RETROACTIVE LEASE AGREEMENT AT THE FRANKIE SHANNON ROLLE COMMUNITY CENTER, 3750 SOUTH DIXIE HIGHWAY, 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)

*Adopted
Resolution R-1321-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/12/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

8G thru 8I **[No items were submitted for these sections.]**

8J **MIAMI-DADE TRANSIT AGENCY**

8J1A

083054 **Resolution**

RESOLUTION AUTHORIZING RETROACTIVE APPROVAL AND EXECUTION OF COORDINATION AND FARE AGREEMENTS FOR THE COORDINATION OF TRANSPORTATION DISADVANTAGED SERVICES IN MIAMI-DADE COUNTY WITH ACTION COMMUNITY CENTER, INC.; ALLAPATTAH COMMUNITY CENTER, INC.; ASSOCIATION FOR RETARDED CITIZENS OF SOUTH FLORIDA (ADULT AND CHILDREN'S PROGRAMS); CITRUS HEALTH NETWORK, INC.; COMMUNITY HEALTH OF SOUTH FLORIDA, INC.; CONCEPT HOUSE, INC.; DEEDCO GARDENS, INC.; DOUGLAS GARDENS COMMUNITY MENTAL HEALTH CENTER, INC.; FELLOWSHIP HOUSE; GALATA INC.; GOODWILL INDUSTRIES, INC.; FLORIDA PACE CENTERS, INC.; FRESH START OF MIAMI-DADE; HEBREW HOMES HEALTH NETWORK; HIALEAH HOUSING AUTHORITY; HOPE CENTER, INC.; JAMES E. SCOTT COMMUNITY ASSOCIATION; JEWISH COMMUNITY SERVICES OF SOUTH FLORIDA; MACTOWN, INC.; MIAMI BEHAVIORAL HEALTH CENTER, INC.; MIAMI BRIDGE YOUTH AND FAMILY SERVICES, INC.; MIAMI LIGHTHOUSE FOR THE BLIND; MIAMI JEWISH HOME AND HOSPITAL FOR THE AGED; NEW HORIZONS COMMUNITY HEALTH CENTER, INC.; MICHAEL ANN RUSSELL JEWISH COMMUNITY CENTER; NORTH MIAMI FOUNDATION FOR SENIOR CITIZENS SERVICE, INC.; SOUTHWEST SOCIAL SERVICES PROGRAM, INC.; SPECTRUM PROGRAMS, INC.; ST. ANNE'S NURSING CENTER; SUNRISE COMMUNITY, INC.; UNITED CEREBRAL PALSY ASSOCIATION OF MIAMI, INC.; UNIVERSITY OF MIAMI-DEBBIE SCHOOL; AND VILLA MARIA NURSING AND REHABILITATION CENTER, INC. (Miami-Dade Transit Agency)

Adopted

Resolution R-1322-08

Mover: Sally A. Heyman

Second: Carlos A. Gimenez

Vote: 11- 0

Absent: Souto, Diaz

11/12/2008 Forwarded to BCC with a favorable recommendation from the Transit Committee

8J1B

083097 **Resolution**

RESOLUTION ADOPTING THE MIAMI-DADE TRANSIT (MDT) SUBMISSION OF THE ANNUAL UPDATE OF THE 2008 TRANSIT DEVELOPMENT PLAN (TDP) COVERING THE TEN-YEAR PERIOD FROM 2009-2018 (Miami-Dade Transit Agency)

Adopted

Resolution R-1323-08

Mover: Rebeca Sosa

Second: Joe A. Martinez

Vote: 13- 0

11/12/2008 Forwarded to BCC with a favorable recommendation from the Transit Committee

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

8K1A

083174 Resolution

SETTING THE POLICY TO ESTABLISH THE MAXIMUM SALES PRICE FOR THE HOMEOWNERSHIP SECOND MORTGAGE PROGRAM AND HOMEOWNERSHIP UNITS DEVELOPED UNDER THE INFILL AND HOUSING DEVELOPMENT PROGRAMS (Office of Community and Economic Development)

Amended

Report: (SEE AGENDA ITEM 8K1A AMENDED; LEGISLATIVE FILE NO. 090353.)

11/12/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

8K1A AMENDED

090353 Resolution

RESOLUTION SETTING THE POLICY TO ESTABLISH THE MAXIMUM SALES PRICE FOR THE HOMEOWNERSHIP SECOND MORTGAGE PROGRAM AND HOMEOWNERSHIP UNITS DEVELOPED UNDER THE INFILL AND HOUSING DEVELOPMENT PROGRAMS [SEE ORIGINAL ITEM UNDER FILE NO. 083174] (Office of Community and Economic Development)

*Adopted as amended
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 13- 0*

Report: Commissioner Jordan released the foregoing proposed resolution from the Pull List, and noted she requested by memorandum that the County Manager monitor declining costs for housing.

The Board adopted the foregoing proposed resolution as amended to delete the language "...40 percent..." from handwritten page 2, 3rd line of the paragraph beginning with "Maximum Monthly Payment," and to insert the language "...45 percent..."

8L OFFICE OF STRATEGIC BUSINESS MANAGEMENT

8L1A

083114 Resolution

RESOLUTION APPROVING THE BUDGET FOR FISCAL YEAR 2008-09 FOR THE WEST PERRINE COMMUNITY REDEVELOPMENT AGENCY (Office of Strategic Business Management)

*Adopted
Resolution R-1325-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/12/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

8L1B

083117 Resolution

RESOLUTION APPROVING THE BUDGET FOR FISCAL YEAR 2008-09 FOR THE NARANJA LAKES COMMUNITY REDEVELOPMENT AGENCY (Office of Strategic Business Management)

*Adopted
Resolution R-1326-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/12/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

8M PARK AND RECREATION DEPARTMENT

8M3A

083071 Bid Awards

CONTRACT AWARD RECOMMENDATION BETWEEN NAC CONSTRUCTION, INC. AND MIAMI-DADE COUNTY FOR: SOUTHRIDGE PARK - STADIUM BLEACHERS, PHASE II - PROJECT NO: DB07-PARK-01 GOB; CONTRACT NO: 600603-02-001 TO NAC CONSTRUCTION, INC. (Park & Recreation Department)

*Approved
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/7/2008 Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee

8N PLANNING AND ZONING DEPARTMENT

8N1A

082803 Resolution

RESOLUTION ACCEPTING THE EAST KENDALL CHARRETTE AREA PLAN REPORT INCLUDING ITS PLAN AND RECOMMENDATIONS AND DIRECTING COUNTY STAFF TO BE GUIDED BY THE CHARRETTE REPORT AND FURTHER AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO PREPARE THE REQUIRED IMPLEMENTING STRATEGIES (Department of Planning & Zoning)

*Deferred to no date certain
Mover: Joe A. Martinez
Seconder: Rebeca Sosa
Vote: 13- 0*

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8O PROCUREMENT MANAGEMENT DEPARTMENT

801A

083131 Resolution

RESOLUTION AUTHORIZING THE USE OF CHARTER COUNTY TRANSIT SYSTEM SURTAX (SURTAX) AS A FUNDING SOURCE FOR THE PURCHASE OF GOODS AND SERVICES (Procurement Management Department)

Adopted
Resolution R-1327-08
Mover: Dennis C. Moss
Seconder: Dorrin D. Rolle
Vote: 10- 1
No: Sosa
Absent: Edmonson, Barreiro

11/12/2008 Forwarded to BCC with a favorable recommendation from the Transit Committee

801B

083197 Resolution

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE OPTION-TO-RENEW PERIODS FOR COMPETITIVELY BID CONTRACTS AWARDED UNDER THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE DELEGATED AUTHORITY FOR THE PURCHASE OF GOODS AND SERVICES (Procurement Management Department)

Adopted
Resolution R-1328-08
Mover: Joe A. Martinez
Seconder: Rebeca Sosa
Vote: 13- 0

801C

083347 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 [SEE ORIGINAL ITEM UNDER FILE NO. 083010] (Procurement Management Department)

Adopted
Resolution R-1329-08
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 13- 0

Report: *Commissioner Diaz congratulated the Miami-Dade Aviation Department Director and staff for negotiating a lower price in this contract.*

11/4/2008 Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Budget and Finance Committee

801D

083275 Resolution

RESOLUTION AUTHORIZING AWARD OF COMPETITIVE CONTRACTS, AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE AUTHORITY TO EXERCISE OPTIONS-TO-RENEW ESTABLISHED THEREUNDER, AND CONTRACT MODIFICATIONS FOR THE PURCHASE OF GOODS AND SERVICES [SEE ORIGINAL FILE UNDER NO. 083036] (Procurement Management Department)

Adopted
Resolution R-1330-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

11/4/2008 Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Budget and Finance Committee

8P**PUBLIC WORKS DEPARTMENT**

8P1A

083011 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A JOINT PARTICIPATION AGREEMENT IN THE AMOUNT OF \$700,000 BETWEEN MIAMI-DADE COUNTY AND THE CITY OF MIAMI BEACH TO FUND THE REHABILITATION OF THE WASHINGTON AVENUE BRIDGE OVER THE COLLINS CANAL; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE THE PROVISIONS THEREIN (Public Works Department)

Adopted
Resolution R-1331-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8P1B

083100 Resolution

RESOLUTION APPROVING A CONTRACT AWARD RECOMMENDATION IN THE AMOUNT OF \$24,060,890.52 BETWEEN THE DE MOYA GROUP, INC. AND MIAMI-DADE COUNTY FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED ROADWAY IMPROVEMENTS ALONG NW 74 STREET, FROM NW 107 AVENUE TO NW 87 AVENUE AND NW 74 STREET, FROM NW 87 AVENUE TO NW 84 AVENUE, LOCATED WITHIN COMMISSION DISTRICT 12 (PROJECT NO. 20070575) (Public Works Department)

Adopted
Resolution R-1332-08
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 13- 0

Report: Commissioner Jordan asked Assistant County Manager Cynthia Curry to meet with her to discuss what provisions were in place to protect the County from future litigation with the De Moya Group, Inc.

11/12/2008 Forwarded to BCC with a favorable recommendation from the Transit Committee

8P1C

083030 Resolution

RESOLUTION APPROVING EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR THE USE OF CLOSED CIRCUIT TELEVISION (CCTV) VIDEO FEEDS (Public Works Department)

Adopted
Resolution R-1333-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8P1D

083052 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A
FEDERALLY FUNDED SUB-GRANT AGREEMENT
BETWEEN MIAMI-DADE COUNTY (MDC), AND THE STATE
OF FLORIDA, DIVISION OF EMERGENCY MANAGEMENT
TO WIND RETROFIT THE MDC, PUBLIC WORKS
DEPARTMENT, ROAD, BRIDGE AND CANAL
MAINTENANCE DIVISION EMERGENCY STAND-BY
GENERATOR'S PROTECTIVE STRUCTURE IN THE
AMOUNT OF \$20,713 (Public Works Department)

Adopted
Resolution R-1334-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

*11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations
and Environment Committee*

8P1E

083056 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A
FEDERALLY FUNDED SUBGRANT AGREEMENT BETWEEN
MIAMI-DADE COUNTY, AND THE STATE OF FLORIDA,
DIVISION OF EMERGENCY MANAGEMENT TO WIND
RETROFIT 15 TRAFFIC SIGNAL INTERSECTIONS IN THE
AMOUNT OF \$1,588,386 FOR THE COST OF PURCHASING,
INSTALLING AND UPGRADING TO WIND RESISTANT
MAST ARMS (Public Works Department)

Adopted
Resolution R-1335-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

*11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations
and Environment Committee*

8P1F

083012 Resolution

RESOLUTION APPROVING EXECUTION OF A LOCAL
AGENCY PROGRAM (LAP) AGREEMENT BETWEEN MIAMI-
DADE COUNTY AND THE FLORIDA DEPARTMENT OF
TRANSPORTATION (FDOT) TO PROVIDE \$585,000 IN
SURFACE TRANSPORTATION ENHANCEMENT PROGRAM
FUNDS FOR THE CONSTRUCTION OF THE VENETIAN
CAUSEWAY STREETScape PROJECT; AND AUTHORIZING
THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE
TO EXERCISE THE PROVISIONS THEREIN (Public Works
Department)

Adopted
Resolution R-1336-08
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 13- 0

*11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations
and Environment Committee*

8P1G

083058 Resolution

RESOLUTION APPROVING A CONTRACT AWARD RECOMMENDATION IN THE AMOUNT OF \$510,358.54 BETWEEN KIMLEY-HORN AND ASSOCIATES, INC. AND MIAMI-DADE COUNTY FOR THE PROJECT ENTITLED MIAMI RIVER GREENWAY LOCATED WITHIN COMMISSION DISTRICT 5 (PROJECT NO. E07-PW-04 GOB; CONTRACT NO. 20070718) (Public Works Department)

*Adopted**Resolution R-1337-08**Mover: Sally A. Heyman**Seconder: Carlos A. Gimenez**Vote: 11- 0**Absent: Souto, Diaz*

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8P1H

082349 Resolution

RESOLUTION DECLARING THE ACQUISITION OF PROPERTY NEEDED FOR CONSTRUCTION OF THE PEDESTRIAN/ BICYCLE OVERPASS AT THE UNIVERSITY METRORAIL STATION, INCLUDING A TEMPORARY CONSTRUCTION EASEMENT FOR ONE (1) YEAR LOCATED AT THE SOUTHWEST CORNER OF THE INTERSECTION OF US-1 (SOUTH DIXIE HIGHWAY-SR 5) AND MARIPOSA COURT, TO BE A PUBLIC NECESSITY; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE AND THE COUNTY ATTORNEY TO TAKE ANY AND ALL APPROPRIATE ACTIONS TO ACCOMPLISH ACQUISITION OF THE SUBJECT PROPERTY IN FEE SIMPLE AND TEMPORARY CONSTRUCTION EASEMENT BY DONATION, PURCHASE AT VALUES ESTABLISHED BY APPRAISALS OR BY EMINENT DOMAIN COURT PROCEEDINGS INCLUDING DECLARATIONS OF TAKING, AS NECESSARY (Public Works Department)

*Deferred to no date certain**Mover: Sally A. Heyman**Seconder: Carlos A. Gimenez**Vote: 11- 0**Absent: Souto, Diaz*

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

10/7/2008 Deferred by the Board of County Commissioners

8P1I

083359 Resolution

RESOLUTION APPROVING CHANGE ORDER NO. 1, CHANGE ORDER NO. 2 AND A SETTLEMENT AGREEMENT, IN THE TOTAL AMOUNT OF \$2,381,371.20, BETWEEN THE DE MOYA GROUP, INC. AND MIAMI-DADE COUNTY CONCERNING THE NW 97 AVENUE BRIDGE PROJECT AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SAID CHANGE ORDERS AND SETTLEMENT AGREEMENT SUBJECT TO THE AWARD OF CONTRACT NO. 20070575 TO THE DE MOYA GROUP [SEE ORIGINAL ITEM UNDER FILE NO. 083247] (Public Works Department)

*Adopted
Resolution R-1338-08
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 13- 0*

Report: *Commissioner Jordan asked Assistant County Manager Cynthia Curry to meet with her to discuss what provisions were in place to protect the County from future litigation with the De Moya Group, Inc.*

11/10/2008 *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Governmental Operations and Environment Committee*

8Q SEAPORT DEPARTMENT

8Q1A

083053 Resolution

RESOLUTION APPROVING EXECUTION OF AN OFFICE SPACE LEASE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE SOUTHEAST FLORIDA EMPLOYERS PORT ASSOCIATION, INC., FOR OFFICE SPACE LOCATED AT 1007 NORTH AMERICA WAY, SUITE #403; AND AUTHORIZING THE MAYOR OR DESIGNEE TO EXECUTE THE AGREEMENT FOR AND ON BEHALF OF MIAMI-DADE COUNTY, AND TO EXERCISE ANY CANCELLATION AND RENEWAL PROVISIONS (Seaport Department)

*Adopted
Resolution R-1339-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/12/2008 *Forwarded to BCC with a favorable recommendation from the Transit Committee*

8Q1B

083055 Resolution

RESOLUTION APPROVING AN OFFICE SPACE LEASE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE INTERNATIONAL LONGSHOREMAN ASSOCIATION LOCALS 1922 FOR OFFICE SPACE LOCATED AT 1007 NORTH AMERICA WAY, SUITE #407; AND AUTHORIZING THE MAYOR OR DESIGNEE TO EXECUTE THE AGREEMENT FOR AND ON BEHALF OF MIAMI-DADE COUNTY, AND TO EXERCISE ANY CANCELLATION AND RENEWAL PROVISIONS (Seaport Department)

*Adopted
Resolution R-1340-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/12/2008 *Forwarded to BCC with a favorable recommendation from the Transit Committee*

8Q1C

083059 Resolution

RESOLUTION APPROVING AN OFFICE SPACE LEASE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE ILA HEALTH, WELFARE & PENSION FUND FOR OFFICE SPACE LOCATED AT 1007 NORTH AMERICA WAY, SUITE #405; AND AUTHORIZING THE MAYOR OR DESIGNEE TO EXECUTE THE AGREEMENT FOR AND ON BEHALF OF MIAMI-DADE COUNTY, AND TO EXERCISE ANY CANCELLATION AND RENEWAL PROVISIONS (Seaport Department)

*Adopted
Resolution R-1341-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/12/2008 Forwarded to BCC with a favorable recommendation from the Transit Committee

8Q1D

083098 Resolution

RESOLUTION APPROVING SEAPORT TERMINAL ADVERTISING PILOT PROGRAM RATE CARD FOR ADVERTISING INSIDE CRUISE TERMINALS FACILITIES; AND AUTHORIZING THE MAYOR OR DESIGNEE TO EXECUTE STANDARD PORT OF MIAMI ADVERTISING, CONTRACTS FOR AND ON BEHALF OF MIAMI-DADE COUNTY (Seaport Department)

*Adopted
Resolution R-1342-08
Mover: Joe A. Martínez
Seconder: Rebeca Sosa
Vote: 13- 0*

11/12/2008 Forwarded to BCC with a favorable recommendation from the Transit Committee

8Q1E

083099 Resolution

RESOLUTION APPROVING CHANGE ORDER NO. 3 (FINAL) TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN MIAMI-DADE COUNTY AND BALFOUR BEATTY CONSTRUCTION, LLC AUTHORIZING 21 DAYS OF NON-COMPENSABLE TIME EXTENSION, AUTHORIZING THE REDUCTION OF TOTAL CONTRACT SUM IN THE AMOUNT OF \$19,134,863.62 RELATED TO THE SEAPORT DEEPWATER INFRASTRUCTURE DEVELOPMENT BY CONSTRUCTION MANAGER AT RISK, CONTRACT NO. CM02-SEA-01; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SUCH AGREEMENT (Seaport Department)

*Adopted
Resolution R-1343-08
Mover: Joe A. Martínez
Seconder: Rebeca Sosa
Vote: 13- 0*

11/12/2008 Forwarded to BCC with a favorable recommendation from the Transit Committee

8Q1F

083126 Resolution

RESOLUTION AUTHORIZING EXECUTION OF DESIGN AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE U.S. DEPARTMENT OF THE ARMY FOR THE DESIGN OF MIAMI HARBOR FEDERAL NAVIGATION PROJECT PHASE III; AND AUTHORIZING THE MAYOR OR DESIGNEE TO EXECUTE THE AGREEMENT FOR AND ON BEHALF OF MIAMI-DADE COUNTY, TO SPEND UP TO \$1,220,000 PURSUANT TO THE DESIGN AGREEMENT AND TO EXERCISE ANY CANCELLATION AND RENEWAL PROVISIONS THEREOF (Seaport Department)

Deferred to no date certain
Mover: Joe A. Martinez
Seconder: Rebeca Sosa
Vote: 13- 0

11/12/2008 Forwarded to BCC with a favorable recommendation from the Transit Committee

8Q1G

083163 Resolution

RESOLUTION APPROVING CHANGE ORDER NO. 1 (FINAL) TO THE CONTRACT BETWEEN MIAMI-DADE COUNTY AND MARKS BROTHERS, INC. AUTHORIZING THE REDUCTION OF TOTAL CONTRACT SUM IN THE AMOUNT OF \$1,277,697.17 RELATED TO THE EASTERN PORT BOULEVARD EXTENSION BY CONTRACT NO. 06.002; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SUCH AGREEMENT (Seaport Department)

Adopted
Resolution R-1344-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

11/12/2008 Forwarded to BCC with a favorable recommendation from the Transit Committee

8Q1H

083202 Resolution

RESOLUTION AUTHORIZING EXECUTION OF BUSINESS SETTLEMENT AGREEMENT BETWEEN MIAMI-DADE COUNTY AND ROYAL CARIBBEAN CRUISES LTD., RELATED TO OUTSTANDING BUSINESS ISSUES; AND EXECUTION OF AMENDMENT NO. 1 TO THE AMENDED AND RESTATED TERMINAL USAGE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND ROYAL CARIBBEAN CRUISES LTD.; AND AUTHORIZING THE COUNTY MAYOR OR DESIGNEE TO EXECUTE THE AGREEMENT FOR AND ON BEHALF OF MIAMI-DADE COUNTY; AND TO EXERCISE ANY CANCELLATION AND RENEWAL PROVISIONS AND ALL OTHER RIGHTS CONFERRED THEREIN (Seaport Department)

Adopted
Resolution R-1345-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

11/12/2008 Forwarded to BCC with a favorable recommendation from the Transit Committee

8R WATER AND SEWER DEPARTMENT

8R1A

082733 Resolution

RESOLUTION APPROVING CONTRACT NO. W-906 IN THE AMOUNT OF \$3,097,610.24 TO RIC-MAN CONSTRUCTION, INC. TO PROVIDE ADEQUATE STORAGE CAPACITY FOR CALCIUM CARBONATE RESIDUALS IN THE WEST HALF OF THE EXISTING LAGOON AT MIAMI SPRINGS; AUTHORIZING COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE SAME AND EXERCISE PROVISIONS CONTAINED THEREIN (Water & Sewer Department)

*Adopted
Resolution R-1346-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8R1B

082792 Resolution

RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE A RELEASE OF RESTRICTIVE COVENANT IN AN AGREEMENT AND DECLARATION OF RESTRICTIONS BETWEEN ARVIDA CORPORATION, ARVIDA REALTY COMPANY, KENDALL CENTER, INC., DAWAL COMPANY, WESTLAND, INC. AND THE FORMER GENERAL WATERWORKS CORPORATION (Water & Sewer Department)

*Adopted
Resolution R-1347-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8R1C

082830 Resolution

RESOLUTION APPROVING CONTRACT NO. W-907 IN THE AMOUNT OF \$9,273,786.00 TO METRO EQUIPMENT SERVICE, INC. TO PROVIDE ADEQUATE STORAGE CAPACITY FOR CALCIUM CARBONATE RESIDUALS AT THE EXISTING LAGOON AT THE SOUTHWEST WELLFIELD (Water & Sewer Department)

*Adopted
Resolution R-1348-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8R1D

082932 Resolution

RESOLUTION APPROVING NON-EXCLUSIVE PROFESSIONAL SERVICES AGREEMENT NO. E07-WASD-09 IN THE AMOUNT OF \$4,400,000 TO EARTH TECH CONSULTING, INC. TO PROVIDE DESIGN CRITERIA FOR THE REPLACEMENT OF A 54-INCH SANITARY SEWER FORCE MAIN FROM MIAMI BEACH TO THE COUNTY'S CENTRAL DISTRICT WASTEWATER TREATMENT PLANT AND THE DESIGN CRITERIA FOR THE REPLACEMENT OF A 20-INCH WATER MAIN FROM PORT ISLAND TO FISHER ISLAND; AND AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE SAME AND EXERCISE THE PROVISIONS CONTAINED THEREIN (Water & Sewer Department)

*Adopted
Resolution R-1349-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

9 ADDITIONAL DEPARTMENTAL ITEMS

9A1

083150 Resolution

RESOLUTION APPROVING EXECUTION OF AMENDED AGREEMENT WITH HUMANE SOCIETY OF GREATER MIAMI/ADOPT-A-PET TO OPERATE MOBILE ANIMAL CLINIC AND AUTHORIZING THE COUNTY MAYOR OR DESIGNEE TO EXERCISE CANCELLATION PROVISIONS AND PROVISIONS RELATING TO PRIOR WRITTEN APPROVAL CONTAINED THEREIN (Animal Services)

*Adopted
Resolution R-1350-08
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 13- 0*

Report: *Commissioner Sorenson commended Dr. Sara Pizano, Director, Animal Services Department (ASD), and her staff for operating a well-organized and professional facility.*

In response to Commissioner Sorenson's suggestion that donations be solicited for the ASD, Chairman Barreiro noted he supported the concept of donations, but opposed the idea of physically approaching customers for that purpose. He suggested a form be used for this purpose.

Dr. Pizano advised that several options were being explored, including an option to donate during online renewal of pet licenses.

Commissioner Heyman announced that District 4 had begun collecting old bedding, towels, and other related items for ASD's use in caring for animals. She invited anyone wishing to donate these items, to bring them to either Commission District 4 Office, Commission District 6 Office or the ASD facility.

11/13/2008 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

9A2

083226 Resolution

RESOLUTION RETROACTIVELY AUTHORIZING A COOPERATIVE AGREEMENT WITH THE MIAMI-DADE COUNTY PUBLIC SCHOOLS FOR THE PROVISION OF EDUCATIONAL CLASSES FOR JUVENILES IN THE CUSTODY OF THE MIAMI-DADE CORRECTIONS AND REHABILITATION DEPARTMENT; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE THE RENEWAL AND CANCELLATION (Corrections & Rehabilitation Department)

Adopted
Resolution R-1351-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

11/13/2008 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

9A3

083186 Resolution

RESOLUTION AUTHORIZING EXECUTION OF RETROACTIVE GRANT AWARD BY THE MAYOR OR MAYOR'S DESIGNEE TO RECEIVE AND EXPEND STATE OF FLORIDA FUNDS FROM THE DEPARTMENT OF COMMUNITY AFFAIRS TO SUPPORT DEPARTMENT OF EMERGENCY MANAGEMENT & HOMELAND SECURITY PROGRAMS; AND AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE AND AMEND SUCH CONTRACTS AND AGREEMENTS AS REQUIRED; TO APPLY FOR, RECEIVE AND EXPEND ADDITIONAL FUNDS SHOULD THEY BECOME AVAILABLE UNDER THIS STATE PROGRAM; AND TO FILE AND EXECUTE ANY NECESSARY AMENDMENTS TO ANY APPLICATION AND AGREEMENT; AND TO EXERCISE THE CANCELLATION PROVISION CONTAINED THEREIN (Dept. of Emergency Management & Homeland Security)

Adopted
Resolution R-1352-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

11/13/2008 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

10**AUTHORITIES, BOARDS, COUNCILS AND TRUSTS**

10A1

082997 Resolution

RESOLUTION AUTHORIZING THE APPROVAL OF TWENTY-NINE (29) GRANTS FROM THE DEPARTMENT OF CULTURAL AFFAIRS FY 2008-2009 COMMUNITY GRANTS PROGRAM - FIRST QUARTER WITH 2B; AMERICAN INSTITUTE OF POLISH CULTURE, INC. (AIPC), THE; ARCHDIOCESE OF MIAMI, INC. FOR THE BENEFIT OF THE OFFICE OF YOUTH AND YOUNG ADULT MINISTRY; ARTE DEL BARRIO CORP; ARTS & BUSINESS COUNCIL OF MIAMI, INC. A/F/A FOR PERFECTLY YOURS; BOCA RATON MUSEUM OF ART A/F/A FOR JOHN HENRY'S PENINSULA PROJECT; CARIBISLES SPORTS CLUB, INC.; CENTRO CULTURAL BRASIL-USA DA FLORIDA, INC.; COMMUNITY HEALTH OF SOUTH FLORIDA, INC.; CORAL GABLES MUSEUM CORP., THE; CULTURE IN THE CITY, INC. A/F/A FOR ALETTE SIMMONS "GIANTS IN THE CITY"; DADE COMMUNITY FOUNDATION, INC. A/F/A FOR SAINT MARTHA CONCERTS AND CULTURAL AFFAIRS, INC.; FRIENDS OF THE MIAMI-DADE PUBLIC LIBRARY, INC.; GERMAN SCHOOL OF SOUTH FLORIDA, INC., THE; GREATER SOUTH DADE/SOUTH MIAMI/KENDALL CHAMBER OF COMMERCE, INC., D/B/A CHAMBER SOUTH; M. ATHALIE RANGE CULTURAL ART FOUNDATION, INC.; MARTI PRODUCTIONS; MERRICK FESTIVAL, INC.; MIAMI BEACH ARTS TRUST, INC.; MIAMI BEACH COMMUNITY DEVELOPMENT CORPORATION, INC. A/F/A FOR BAKER COMPANY, 2ND INFANTRY DIVISION; MIAMI CHAPTER OF THE AMERICAN INSTITUTE OF ARCHITECTS, INC.; MIAMI-DADE COUNTY PARKS AND RECREATION - DEERING ESTATE AT CUTLER DIVISION; NATIONAL CENTER FOR CREATIVE AGING; PIAG MUSEUM, INC.; RICHMOND HEIGHTS HOMEOWNERS ASSOCIATION, INC.; SAINT ANDREW GREEK ORTHODOX CHURCH OF KENDALL, INC.; SOUTH FLORIDA NATIONAL PARKS TRUST, INC.; SUNFLOWER SOCIETY, INC.; VOICES UNITED, INC.; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE THE CANCELLATION PROVISIONS CONTAINED THEREIN (Cultural Affairs Council)

*Adopted**Resolution R-1353-08**Mover: Rebeca Sosa**Second: Joe A. Martinez**Vote: 13- 0*

11/7/2008 Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee

10A2

082998 Resolution

RESOLUTION AUTHORIZING APPROVAL OF TWENTY-EIGHT (28) GRANT AWARDS FROM THE FY2008-09 YOUTH ARTS ENRICHMENT GRANTS PROGRAM TO: ACTORS' PLAYHOUSE PRODUCTIONS, INC.; ALHAMBRA MUSIC, INC.; ARTS BALLET THEATRE OF FLORIDA, INC.; ARTSOUTH, A NOT FOR PROFIT CORPORATION; ARTSPRING, INC.; BISCAYNE FOUNDATION, INC., THE; CITY THEATRE, INC.; COMMUNITY CONCERT ASSOCIATION, INC.; CORAL GABLES CONGREGATIONAL CHURCH, INC.; CREATIVE CHILDREN THERAPY, INC.; DANCE NOW! ENSEMBLE, INC., THE; FLORIDA GRAND OPERA, INC.; GABLESTAGE, INC.; HISTORICAL ASSOCIATION OF SOUTHERN FLORIDA; KAREN PETERSON AND DANCERS, INC.; M ENSEMBLE COMPANY, INC.; MARJORY STONEMAN DOUGLAS BISCAYNE NATURE CENTER, INC.; MIAMI BRIDGE YOUTH AND FAMILY SERVICES, INC.; MIAMI LIGHT PROJECT, INC.; MIAMI MOMENTUM DANCE COMPANY, INC.; MIAMI SYMPHONY ORCHESTRA, INC., THE; MICHAEL-ANN RUSSELL JEWISH COMMUNITY CENTER; MURRAY DRANOFF FOUNDATION, INC., THE; MYSTERY PARK ARTS COMPANY, INC.; PERFORMING ARTS CENTER TRUST, INC. D/B/A THE ADRIENNE ARSHT CENTER FOR THE PERFORMING ARTS OF MIAMI-DADE COUNTY; FLORIDA INTERNATIONAL UNIVERSITY BOARD OF TRUSTEES, FOR THE BENEFIT OF THE WOLFSONIAN; TIGERTAIL PRODUCTIONS, INC.; YOUNG PATRONESSES OF THE OPERA, INC., AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE CANCELLATION PROVISIONS CONTAINED THEREIN (Cultural Affairs Council)

*Adopted**Resolution R-1354-08**Mover: Sally A. Heyman**Seconder: Carlos A. Gimenez**Vote: 11- 0**Absent: Souto, Diaz*

11/7/2008 Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee

10A3

082999 Resolution

RESOLUTION AUTHORIZING APPROVAL OF TWENTY-SIX GRANTS FROM THE DEPARTMENT OF CULTURAL AFFAIRS' 2008-2009 DEVELOPING ARTS IN NEIGHBORHOODS GRANTS PROGRAM TO ACADEMIA DE LAS LUMINARES DE LAS BELLAS ARTES, INC.; ALHAMBRA MUSIC, INC. D/B/A ALHAMBRA ORCHESTRA; ARTS AT ST. JOHNS, INC.; BRAZZ DANCE THEATER, INC.; CACEC, INC. (CENTER FOR ARTISTIC AND CULTURAL EVENTS IN THE COMMUNITY, INC.); CAMPOSITION, INC.; CIVIC CHORALE OF GREATER MIAMI, INC.; COMMUNITY ARTS AND CULTURE, INC.; COMMUNITY PERFORMING ARTS ASSOCIATION, INC.; COVE/RINCÓN, CORPORATION, THE; DADE COMMUNITY FOUNDATION, INC. F/A FOR ORCHESTRA MIAMI, INC.; DECO ECHO ARTISTS' DELEGATION D/B/A CENTER FOR FOLK AND COMMUNITY ART (CFCA); DIASPORA VIBE CULTURAL ARTS INCUBATOR, INC.; GROUND UP AND RISING, INC.; HAITIAN HERITAGE MUSEUM; HOMESTEAD COMMUNITY CONCERT ASSOCIATION, INC.; MIAMI CLASSICAL GUITAR SOCIETY INC.; MIAMI GAY MEN'S CHORUS, INC.; MIAMI WATERCOLOR SOCIETY, INC.; MZ. GOOSE, INC.; NORTH MIAMI COMMUNITY CONCERT BAND; RED CHEMISTRY, INC.; SOUTH BEACH CHAMBER ENSEMBLE, INC.; SOUTH FLORIDA BLUEGRASS ASSOCIATION, INC.; TEATRO EN MIAMI CORPORATION; THE UNCONSERVATORY, INC. AND AUTHORIZING EXECUTION OF THE GRANT AGREEMENTS AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE THE CANCELLATION PROVISIONS CONTAINED THEREIN (Cultural Affairs Council)

*Adopted**Resolution R-1355-08**Mover: Sally A. Heyman**Seconder: Carlos A. Gimenez**Vote: 11- 0**Absent: Souto, Diaz*

11/7/2008 Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee

10A4

083177 Resolution

RESOLUTION PROVIDING THE INITIAL APPROVAL OF ISSUANCE OF MULTIFAMILY MORTGAGE REVENUE BONDS OF THE HOUSING FINANCE AUTHORITY OF MIAMI-DADE COUNTY (FLORIDA) TO FINANCE THE ACQUISITION, CONSTRUCTION OR REHABILITATION OF A MULTIFAMILY HOUSING PROJECT TO BE KNOWN AS ALTAMIRA (Housing Finance Authority)

*Adopted**Resolution R-1356-08**Mover: Rebeca Sosa**Seconder: Joe A. Martinez**Vote: 13- 0*

11/12/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

FINAL OFFICIAL

10A5

083178 Resolution

RESOLUTION PROVIDING THE INITIAL APPROVAL OF ISSUANCE OF MULTIFAMILY MORTGAGE REVENUE BONDS OF THE HOUSING FINANCE AUTHORITY OF MIAMI-DADE COUNTY (FLORIDA) TO FINANCE THE ACQUISITION, CONSTRUCTION OR REHABILITATION OF A MULTIFAMILY HOUSING PROJECT TO BE KNOWN AS WOODSIDE OAKS APARTMENTS (Housing Finance Authority)

Adopted
Resolution R-1357-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

11/12/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

10A6

083179 Resolution

RESOLUTION PROVIDING THE INITIAL APPROVAL OF ISSUANCE OF MULTIFAMILY MORTGAGE REVENUE BONDS OF THE HOUSING FINANCE AUTHORITY OF MIAMI-DADE COUNTY (FLORIDA) TO FINANCE THE ACQUISITION, CONSTRUCTION OR REHABILITATION OF A MULTIFAMILY HOUSING PROJECT TO BE KNOWN AS LANDINGS AT VILLA CAPRI (Housing Finance Authority)

Adopted
Resolution R-1358-08
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 13- 0

11/12/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

10A7

083180 Resolution

RESOLUTION PROVIDING THE INITIAL APPROVAL OF ISSUANCE OF MULTIFAMILY MORTGAGE REVENUE BONDS OF THE HOUSING FINANCE AUTHORITY OF MIAMI-DADE COUNTY (FLORIDA) TO FINANCE THE ACQUISITION, CONSTRUCTION OR REHABILITATION OF A MULTIFAMILY HOUSING PROJECT TO BE KNOWN AS MILDRED AND CLAUDE PEPPER TOWERS (Housing Finance Authority)

Adopted
Resolution R-1359-08
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 13- 0

11/12/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

10A8

083181 Resolution

RESOLUTION PROVIDING THE INITIAL APPROVAL OF ISSUANCE OF MULTIFAMILY MORTGAGE REVENUE BONDS OF THE HOUSING FINANCE AUTHORITY OF MIAMI-DADE COUNTY (FLORIDA) TO FINANCE THE ACQUISITION, CONSTRUCTION OR REHABILITATION OF A MULTIFAMILY HOUSING PROJECT TO BE KNOWN AS REDLANDS MARKET SQUARE (Housing Finance Authority)

Adopted
Resolution R-1360-08
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 13- 0

11/12/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

10A9

083182 Resolution

RESOLUTION PROVIDING THE INITIAL APPROVAL OF ISSUANCE OF MULTIFAMILY MORTGAGE REVENUE BONDS OF THE HOUSING FINANCE AUTHORITY OF MIAMI-DADE COUNTY (FLORIDA) TO FINANCE THE ACQUISITION, CONSTRUCTION OR REHABILITATION OF A MULTIFAMILY HOUSING PROJECT TO BE KNOWN AS THE GLORIETA APARTMENTS (Housing Finance Authority)

*Adopted
Resolution R-1361-08
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 13- 0*

11/12/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

10A10

083183 Resolution

RESOLUTION PROVIDING THE INITIAL APPROVAL OF ISSUANCE OF MULTIFAMILY MORTGAGE REVENUE BONDS OF THE HOUSING FINANCE AUTHORITY OF MIAMI-DADE COUNTY (FLORIDA) TO FINANCE THE ACQUISITION, CONSTRUCTION OR REHABILITATION OF A MULTIFAMILY HOUSING PROJECT TO BE KNOWN AS WALDEN POND APARTMENTS (Housing Finance Authority)

*Adopted
Resolution R-1362-08
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 13- 0*

11/12/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

10A11

083188 Resolution

RESOLUTION PROVIDING THE INITIAL APPROVAL OF ISSUANCE OF MULTIFAMILY MORTGAGE REVENUE BONDS OF THE HOUSING FINANCE AUTHORITY OF MIAMI-DADE COUNTY (FLORIDA) TO FINANCE THE ACQUISITION, CONSTRUCTION OR REHABILITATION OF A MULTIFAMILY HOUSING PROJECT TO BE KNOWN AS SOLABELLA (Housing Finance Authority)

*Adopted
Resolution R-1363-08
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 13- 0*

11/12/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

10A12

083190 Resolution

RESOLUTION PROVIDING THE INITIAL APPROVAL OF ISSUANCE OF MULTIFAMILY MORTGAGE REVENUE BONDS OF THE HOUSING FINANCE AUTHORITY OF MIAMI-DADE COUNTY (FLORIDA) TO FINANCE THE ACQUISITION, CONSTRUCTION OR REHABILITATION OF A MULTIFAMILY HOUSING PROJECT TO BE KNOWN AS VILLA CAPRI (Housing Finance Authority)

*Adopted
Resolution R-1364-08
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 13- 0*

11/12/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

10A13

083194 Resolution

RESOLUTION PROVIDING THE INITIAL APPROVAL OF ISSUANCE OF MULTIFAMILY MORTGAGE REVENUE BONDS OF THE HOUSING FINANCE AUTHORITY OF MIAMI-DADE COUNTY (FLORIDA) TO FINANCE THE ACQUISITION, CONSTRUCTION OR REHABILITATION OF A MULTIFAMILY HOUSING PROJECT TO BE KNOWN AS CIRCLE CREEK APARTMENTS (Housing Finance Authority)

Adopted
Resolution R-1365-08
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 13- 0

11/12/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

11 COUNTY COMMISSION**11A RESOLUTIONS**

11A1

083215 Resolution Bruno A. Barreiro

RESOLUTION DIRECTING THE MAYOR OR DESIGNEE TO PLACE ON THE COMMISSION AGENDA WITHIN A SPECIFIED TIME PERIOD AN ORDINANCE WHICH COMPREHENSIVELY REVISES CHAPTER 31, ARTICLE III OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, RELATING TO PASSENGER MOTOR CARRIERS

Adopted
Resolution R-1366-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

11/12/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

11A2

083316 Resolution Bruno A. Barreiro

RESOLUTION APPOINTING AFFORDABLE HOUSING ADVISORY BOARD MEMBER, AMORY BODIN AND ALTERNATE MEMBERS TO THE COMMUNITY AFFORDABLE HOUSING STRATEGIES ALLIANCE [SEE ORIGINAL ITEM UNDER FILE NO. 083221]

Adopted
Resolution R-1367-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

11/12/2008 Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Economic Development and Human Services Committee

FINAL OFFICIAL

11A4 Amended

090077

Resolution

Audrey M. Edmonson

RESOLUTION PURSUANT TO SECTION 125.38, FLORIDA STATUTES APPROVING TERMS OF AND AUTHORIZING THE EXECUTION OF TWO SIXTY-FIVE YEAR LEASE AGREEMENTS WITH ALONZO MOURNING CHARITIES, INC., A FLORIDA NOT-FOR PROFIT CORPORATION, TO DEVELOP AFFORDABLE RENTAL HOUSING FOR FAMILIES AND THE ELDERLY ON COUNTY OWNED LAND LOCATED AT THE SW CORNER OF NW 3RD AVENUE AND NW 17TH STREET AND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO AMEND, RENEW OR TERMINATE SUCH LEASE AGREEMENTS AND TAKE FURTHER ACTIONS AND PROVIDE ASSURANCES AND APPROVALS, AS MAY BE REQUIRED OF THE COUNTY [SEE ORIGINAL ITEM UNDER FILE NO. 083358]

*Adopted as amended
Resolution R-1369-08
Mover: Audrey M. Edmonson
Seconder: Natacha Seijas
Vote: 12- 1
No: Sorenson*

Report: Assistant County Attorney Cynthia Johnson-Stacks read the foregoing proposed resolution into the record.

Commissioner Sorenson recommended the Board be guided in this process by policy recently established to address unsolicited proposals, and seek other proposals for a lower amount. She expressed concern that the approximately \$200,000 cost per unit plus the land was quite high.

Mr. Shawn Wilson, Housing Trust Group, LLC, appeared before the Board and advised the total building cost reflected in the preliminary development budget was \$228,000 per unit, excluding the cost of the land. Mr. Wilson stated to the extent cost savings were obtained through tax credit funding, those savings would be reflected in future budgets.

Mr. Leland Salomon, Asset Management & Development Specialist, General Services Administration (GSA), explained that land was generally donated for affordable housing projects to ensure the unit costs remained affordable. He explained that adding the land's value to construction costs would prevent the developer from being able to build the project affordably.

Assistant County Manager Cynthia Curry confirmed that the ordinance adopted by the Board pertaining to "Unsolicited Proposals" did not apply to this proposal, since it involved a non-profit organization. She further advised no Office of Community Economic Development (OCED) or Surtax dollars were currently attached to this project, nor was there a guarantee that this gap funding would be available in the future.

Commissioner Rolle asked Assistant County Manager Cynthia Curry to provide him with information on an approximate number of jobs that would be generated if the proposed Office of Community and Economic Development (OCED) dollars were allocated to this project.

Commissioner Sosa stressed the importance of this project being completed, and advised she had allocated \$5,000 from her District 6 budget funds to the Alonzo Mourning Charities, Inc.

Responding to Commissioner Jordan's concern with the possibility that a lesser percentage of project management responsibility would go to the non-profit entity upon completion, Mr. Salomon noted, based on the developer's 15-year projections, \$1,788,107 would go to the non-profit and \$2,916,165 to the developer. He justified the difference by explaining the developer assumed a higher percentage of risk during development and construction of the project.

Developer Shawn Wilson added that during the first three years of operation following completion of construction, the non-profit and for-profit partners would manage the project jointly. He noted beginning the fourth year, the non-profit entity would assume the entire 100 percent management, and would receive 100 percent of the cash flow, and defer the developer fee during that time period. Mr. Wilson noted he anticipated a third-party professional property management company being hired to perform the leasing, marketing, and maintenance activities.

Commissioner Seijas expressed her appreciation to Mr. Alonzo Mourning for his acts of goodwill toward the Hispanic community.

Commissioner Moss spoke in support of this project, and noted it would serve

as a piece of the much needed "mega plan" for the Overtown community.

In response to Commissioner Martinez' inquiry concerning what would happen if the anticipated tax credits were not granted, Mr. Salomon read the following provision into the record, which he advised would be added as Item 4.7 under Article IV in the proposed BYLAWS:

"...Notwithstanding the foregoing, the LESSEE agrees that:

- a) if the LESSEE has not received an Allocation Letter for either the Development or the Adjacent Development by December 31, 2010; and
- b) the COUNTY has provided LESSEE no less than thirty days' notice in writing, that it has a use for a portion of the DEMISED PREMISES, on either the Development or the Adjacent Development; then

upon the expiration of the above notice period, that portion of the DEMISED PREMISES required by the COUNTY, and described in its written notice to the LESSEE, shall be released and removed from the lease as a portion of the demised premises by amendment to the Lease; and this Lease as amended will remain in effect, and otherwise unmodified;

- c) the Parties agree that the COUNTY may exercise its right to remove a portion of the DEMISED PREMISES from this lease as set forth above for any use, except for the development of affordable housing; the Parties further agree that such removal will only affect and reduce the size of the DEMISED PREMISES of either the development or the adjacent development, but not both..."

Assistant County Attorney Johnson-Stacks noted a provision existing in the proposed agreement provided that the County could terminate the lease, without penalty, if no tax credits had been received by January 5, 2012; even is the County had no anticipated use for the property.

Mr. Alonzo Mourning, President, Alonzo Mourning Charities, Inc., appeared before the Board and provided a historical overview of his organization's involvement in the economic development of the Overtown community. He stated the purpose of this proposal was to provide commerce and employment opportunities, create a safe haven for residents, and promote continuous growth and development. Mr. Mourning asked each Commissioner to support this initiative and approve the foregoing resolution.

Commissioner Gimenez spoke in support and noted during his tenure as City Manager with the City of Miami, he personally observed Mr. Mourning honor all of his commitments and was truly a "man of his word."

Following closing remarks by Commissioner Edmonson, the Board adopted the foregoing resolution as amended to: 1) add to the end of Article 3.3, on handwritten page 49, the language: "...notwithstanding the foregoing, the Lessee understands and agrees that there is no obligation of the County or OCED to fund either the \$300,000 in matching funds or any gap funding; that it is the obligation of the Lessee to properly apply for said funds at the appropriate time...", and 2) add to line seven of Article 6.3, after the word LESSOR, on handwritten page 52, the language: "...The LESSEE agrees that with the first phase of its development, it will contribute \$75,000 for the facade improvements mentioned above, and \$50,000 with the second phase...", as read into the record by Mr. Leland Salomon, Asset Management and Development Specialist, General Services Administration.

FINAL OFFICIAL

11A5

083119 Resolution Audrey M. Edmonson

RESOLUTION APPOINTING GARY SISLER, TODD A. RUDERMAN AND DONALD E.W. KRESSLY TO BOARD OF COMMISSIONERS FOR N.W. 7TH AVENUE CORRIDOR COMMUNITY REDEVELOPMENT AGENCY

*Adopted
Resolution R-1370-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/12/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

11A6

082835 Resolution Carlos A. Gimenez

RESOLUTION APPROVING ALLOCATION OF \$10,592,307 FROM BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NUMBER 249 - "PRESERVATION OF AFFORDABLE HOUSING UNITS AND EXPANSION OF HOME OWNERSHIP" TO FUND DEVELOPMENT OF AFFORDABLE HOUSING COMPONENT OF FRANKIE ROLLE CENTER PROJECT IN DISTRICT 7

*Adopted
Resolution R-1371-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

11A7

**082868 Resolution Carlos A. Gimenez,
Rebeca Sosa**

RESOLUTION DIRECTING MAYOR OR MAYOR'S DESIGNEE TO ANALYZE THE FEASIBILITY AND ADVISABILITY OF MIAMI-DADE COUNTY USING ALTERNATIVE FUEL VEHICLES WHICH ARE FUELED BY COMPRESSED NATURAL GAS

*Adopted
Resolution R-1372-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

11A8

083184 Resolution Carlos A. Gimenez

RESOLUTION DIRECTING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO DISCLOSE ALL POTENTIAL RISKS TO COUNTY IN PLAIN LANGUAGE IN LEGISLATION REQUESTING APPROVAL FOR ISSUANCE OF BONDS AND/OR NOTES; REQUIRING CERTAIN INFORMATION IN FINAL PRICING MEMORANDUM FOR BONDS AND/OR NOTES AND ITS DISTRIBUTION WITHIN FORTY EIGHT HOURS OF PRICING; AND REQUIRING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO REPORT ANNUALLY ON BONDS, NOTES AND SWAPS AND PERIODICALLY ON MARKET CONDITIONS AND RISKS [SEE ORIGINAL ITEM UNDER FILE NO. 083048] *Amended*

Report: *Commissioner Seijas expressed concern with the feasibility of this information being available within forty-eight hours of pricing, and recommended the time period be changed to seventy-two hours.*

Commissioner Gimenez suggested the language be changed to state "...three working days...."

Ms. Rachel Baum, Director, Finance Department, noted she preferred the language be changed to "five working days" to provide an adequate amount of time to complete the transaction for releasing the bonds.

It was moved by Commissioner Gimenez that the foregoing proposed resolution be adopted as amended to delete the language, "...forty-eight hours..." from the fourth line of Section 2, handwritten page 4, and replace it with the language, "...five (5) working days...". This motion was seconded by Commissioner Heyman, and upon being put to a vote, passed by a vote of 9-0 (Commissioners Sorenson, Barreiro, Edmonson and Martinez were absent).

The amended version was assigned Resolution No. R-1373-08.

11/4/2008 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

11A8 SUPPLEMENT

083199 Supplement

SUPPLEMENT INFORMATION RE: THE DISCLOSURE OF POTENTIAL DEBT-RELATED RISKS TO THE COUNTY

*Accepted
Mover: Carlos A. Gimenez
Secoder: Sally A. Heyman
Vote: 9- 0
Absent: Martinez, Barreiro,
Sorenson, Edmonson*

11/4/2008 Presented by the Budget and Finance Committee

11A9

082888

Resolution

Sally A. Heyman

RESOLUTION APPROVING ALLOCATION OF \$10,592,307 *Amended*
 FROM BUILDING BETTER COMMUNITIES GENERAL
 OBLIGATION BOND PROGRAM PROJECT NUMBER 249 -
 "PRESERVATION OF AFFORDABLE HOUSING UNITS AND
 EXPANSION OF HOME OWNERSHIP" IN FORM OF GRANT
 TO FUND DEVELOPMENT OF MULTI-FAMILY RENTAL
 HOUSING ON PRIVATELY OWNED LAND IN DISTRICT 4;
 DIRECTING COUNTY MAYOR OR COUNTY MAYOR'S
 DESIGNEE TO SOLICIT PROPOSALS FOR SUCH
 DEVELOPMENT PURSUANT TO REQUEST FOR
 PROPOSALS; AND APPROVING CERTAIN REQUIREMENTS
 TO BE INCLUDED IN REQUEST FOR PROPOSALS

Report: *In response to Commissioner Seijas' concern with the County soliciting proposals before funds were available, Commissioner Heyman noted, during her meetings with Assistant County Managers and representatives from the housing industry and the General Obligation Bond (GOB) program, it was determined that it would be prudent to posture a Request for Proposals (RFP) now. Stating this process usually took approximately a year, she advised the RFP would include language stipulating that it would not be released until 2010.*

Ms. Jennifer Glazer-Moon advised that preliminary analyses based on theoretical assumptions were not sufficient to determine when the next bond issue would occur.

Commissioner Seijas spoke in opposition to the foregoing resolution soliciting proposals, at great expense to the public, when the funding source would not be available for approximately two years.

It was moved by Commissioner Heyman that the foregoing proposed resolution be adopted as amended to provide that the language "...up to..." be inserted between the words "earn" and "sixty" on the fourth line of Section 3. This motion was seconded by Commissioner Moss, and upon being put to a vote, passed 10-1 (Commissioners Barreiro and Edmonson were absent; Commissioner Seijas voted No).

The amended version was assigned Resolution No. R-1374-08.

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

FINAL OFFICIAL

11A12

**083123 Resolution Dennis C. Moss,
Rebeca Sosa,
Sen. Javier D. Souto**

RESOLUTION CREATING AN ILLEGAL DUMPING IN THE
AGRICULTURAL AREA TASK FORCE

*Adopted
Resolution R-1377-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations
and Environment Committee

11A13

083042 Resolution Dorrin D. Rolle

RESOLUTION DIRECTING THE MAYOR OR DESIGNEE TO
DEVELOP AND IMPLEMENT AN ECONOMIC STIMULUS
PLAN FOR DISTRICT 2 TO EXPEDITE STATE AND COUNTY
INFRASTRUCTURE PROJECTS LOCATED THEREIN

*Adopted
Resolution R-1378-08
Mover: Dorrin D. Rolle
Seconder: Sally A. Heyman
Vote: 10- 1
No: Seijas
Absent: Edmonson, Barreiro*

11/12/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and
Human Services Committee

11A14

**083125 Resolution Dorrin D. Rolle,
Jose "Pepe" Diaz,
Barbara J. Jordan,
Dennis C. Moss,
Rebeca Sosa,
Sen. Javier D. Souto,
Audrey M. Edmonson**

RESOLUTION DIRECTING THE COUNTY MAYOR TO
CREATE AND IMPLEMENT A PROGRAM WHEREBY
SENIOR CITIZENS FACING CODE ENFORCEMENT COSTS
AND PENALTIES CAN RECEIVE A SUBSTANTIALLY
DISCOUNTED AND/OR WAIVED SETTLEMENT OF THOSE
COSTS AND PENALTIES WHERE COMPLIANCE HAS
OCCURRED

*Deferred to no date certain
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations
and Environment Committee

11A18

083127 Resolution Sen. Javier D. Souto

RESOLUTION REQUESTING THAT THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) ISSUE A CORRECTIVE QUITCLAIM DEED FOR PROPERTY LOCATED AT BIRD ROAD AND SW 89TH AVENUE IN ORDER TO PROVIDE FOR THE REQUESTED MODIFICATION OF USE

*Adopted
Resolution R-1382-08
Mover: Dennis C. Moss
Seconder: Carlos A. Gimenez
Vote: 10-0
Absent: Edmonson, Barreiro, Martinez*

Report: *In response to Commissioner Seijas' questions of why this resolution was before the Board today, Assistant County Attorney Joni Armstrong-Coffey explained this legislation was required for the corrective deed from Florida Department of Transportation (FDOT).*

There being no further questions or comments, the Board proceeded to vote.

11/12/2008 Forwarded to BCC with a favorable recommendation from the Transit Committee

11A19

083211 Resolution Economic Development and Human Services Committee, County Manager

RESOLUTION APPROVING THE RECAPTURE, REDISTRIBUTION AND USE OF NOT-TO-EXCEED \$2,893,000 OF AVAILABLE, UNSPENT DOCUMENTARY SURTAX HOMEOWNERSHIP FUNDS TO PROVIDE GAP FUNDING FOR NEXT-IN-LINE AFFORDABLE RENTAL HOUSING DEVELOPMENT PROJECTS WHICH WERE ELIGIBLE TO RECEIVE FUNDING PURSUANT TO THE FY 2009 CONSOLIDATED PLAN REQUEST FOR APPLICATIONS; AWARDING \$2,700,000 OF DOCUMENTARY SURTAX FUNDS TO MADISON HOUSING LTD. OR THE NEXT-IN-LINE PROPOSER UPON CERTAIN CONDITIONS; AWARDING UP TO \$193,000 OF DOCUMENTARY SURTAX FUNDS TO SPINAL CHORD LIVING-ASSISTANCE DEVELOPMENT, INC. OR THE NEXT-IN-LINE PROPOSER UPON CERTAIN CONDITIONS; AND AMENDING RESOLUTION NO. 299-08 WHICH ESTABLISHED THE COUNTY'S POLICY FOR DISTRIBUTION OF THE DOCUMENTARY SURTAX FUNDS TO PROVIDE AN EXCEPTION TO SUCH POLICY

*Adopted
Resolution R-1383-08
Mover: Sally A. Heyman
Seconder: Rebeca Sosa
Vote: 11-0
Absent: Edmonson, Barreiro*

Report: *Commissioner Rolle asked staff to provide him with additional information on how projects were being placed on the list of affordable rental housing development projects, and to include an explanation of the intent of the Committee's recommendation with this proposal.*

11/12/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

FINAL OFFICIAL

11A20

083140 Resolution County Commission,
Sen. Javier D. Souto

RESOLUTION APPROVING AN INTERLOCAL AGREEMENT BETWEEN MIAMI-DADE COUNTY AND MIAMI SHORES VILLAGE IN CONNECTION WITH THE PROPOSED ANNEXATION BY MIAMI SHORES; AUTHORIZING THE COUNTY MAYOR TO EXECUTE THE AGREEMENT IN SUBSTANTIALLY THE FORM ATTACHED AND TAKE ANY ACTION REQUIRED BY THE COUNTY HEREIN [SEE ORIGINAL ITEM UNDER FILE NOS. 082223 & 082455] [SEE AGENDA ITEM NO. 7G]

Adopted
Resolution R-1384-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

11A21

082816 Resolution Carlos A. Gimenez,
Sen. Javier D. Souto

RESOLUTION APPROVING THE DESIGNATION OF S.W. 27TH AVENUE BETWEEN CORAL WAY AND S.W. 8TH STREET AS "LUIS CONTE AGUERO WAY"

Adopted
Resolution R-1385-08
Mover: Carlos A. Gimenez
Seconder: Rebeca Sosa
Vote: 7- 1
No: Seijas
Absent: Martinez, Barreiro, Sorenson, Rolle, Edmonson

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

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

11A22

082766 Resolution Sally A. Heyman,
Joe A. Martinez,
Rebeca Sosa

RESOLUTION JOINING THE CITY OF NORTH MIAMI BEACH IN APPROVING THE DESIGNATION OF SOUTH GLADES DRIVE BETWEEN N.E. 16TH AVENUE AND N.E. 19TH AVENUE AS "DETECTIVE JAMES WALKER JR. DRIVE"

Adopted
Resolution R-1386-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

FINAL OFFICIAL

11A26

082993 Resolution
Dennis C. Moss,
Sally A. Heyman,
Barbara J. Jordan,
Rebeca Sosa,
Carlos A. Gimenez

RESOLUTION URGING THE FLORIDA LEGISLATURE TO PROHIBIT TALKING, TEXT MESSAGING OR OTHERWISE USING WIRELESS COMMUNICATION DEVICES, INCLUDING CELLULAR TELEPHONES AND PERSONAL DIGITAL ASSISTANTS, WHILE DRIVING IN A SCHOOL ZONE AT TIMES WHEN REDUCED SPEEDS ARE IN EFFECT

Adopted
Resolution R-1390-08
Mover: Dennis C. Moss
Seconder: Carlos A. Gimenez
Vote: 9- 0
Absent: Rolle, Edmonson,
Barreiro, Martinez

Report: *Commissioner Martinez expressed concern that the initiative could lead to profiling since the language did not stipulate whether the language contained in this resolution pertained to the first, second, or other offense. He also noted cellular phones could be confiscated as evidence to settle a dispute of whether a driver was texting, which would deprive that person of an emergency contact device.*

11/4/2008 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

11A27

083038 Resolution
Dorrin D. Rolle,
Sally A. Heyman,
Rebeca Sosa,
Barbara J. Jordan

RESOLUTION URGING THE FLORIDA LEGISLATURE TO REMOVE THE CAP ON STATE SADOWSKI ACT AFFORDABLE HOUSING TRUST FUND REVENUES

Adopted
Resolution R-1391-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

11/4/2008 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

11A28

083040 Resolution
Dorrin D. Rolle,
Sally A. Heyman,
Jose "Pepe" Diaz,
Rebeca Sosa

RESOLUTION URGING THE FLORIDA LEGISLATURE TO PASS LEGISLATION ASSISTING MOBILE HOME PARK TENANTS AND RESIDENTS WHEN MOBILE HOME PARKS ARE REDEVELOPED

Adopted
Resolution R-1392-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

11/4/2008 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

FINAL OFFICIAL

11A29

083074 Resolution Dorrin D. Rolle

RESOLUTION URGING CONGRESS TO ADEQUATELY FUND THE NATIONAL CENTER FOR MISSING AND EXPLOITED CHILDREN

*Adopted
Resolution R-1393-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/4/2008 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

11A30

083023 Resolution Bruno A. Barreiro

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PUBLIC WORKS DEPARTMENT FOR THE NOVEMBER 8-16, 2008 "MIAMI BOOK FAIR INTERNATIONAL" SPONSORED BY THE MIAMI BOOK FAIR INTERNATIONAL, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$6,000.00 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

*Adopted
Resolution R-1394-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

11A31

083028 Resolution Jose "Pepe" Diaz

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE POLICE DEPARTMENT FOR THE OCTOBER 12, 2008 "CELEBRATION OF SMILES" EVENT SPONSORED BY BIG BIKE RIDERS ASSOCIATION OF FLORIDA, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$5,641.00 TO BE FUNDED FROM THE DISTRICT 12 IN-KIND RESERVE FUND

*Adopted
Resolution R-1395-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/13/2008 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

11A32

083164 Resolution Jose "Pepe" Diaz

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE OCTOBER 17-19, 2008 "4TH ANNUAL ART FEST AT DORAL" SPONSORED BY THE ROTARY CLUB OF DORAL, INC., A NOT-FOR-PROFIT, IN AN AMOUNT NOT TO EXCEED \$2,835.00 TO BE FUNDED FROM THE DISTRICT 12 IN-KIND RESERVE FUND

*Adopted
Resolution R-1396-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/7/2008 Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee

FINAL OFFICIAL

11A33

083165 Resolution Audrey M. Edmonson

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE OCTOBER 31, 2008 "BUENA VISTA HOWLING HALLOWEEN" EVENT SPONSORED BY THE BUENA VISTA EAST HISTORIC NEIGHBORHOOD ASSOCIATION, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$2,266.00 TO BE FUNDED FROM THE DISTRICT 3 IN-KIND RESERVE FUND

*Adopted
Resolution R-1397-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/7/2008 Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee

11A34

083021 Resolution Sally A. Heyman

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE OCTOBER 17, 2008 "MOONLIGHT MADDNESS" EVENT SPONSORED BY MOTHERS AGAINST DRUNK DRIVING, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$716.00 TO BE FUNDED FROM THE DISTRICT 4 IN-KIND RESERVE FUND

*Adopted
Resolution R-1398-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/7/2008 Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee

11A35

083025 Resolution Sally A. Heyman

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE FIRE RESCUE DEPARTMENT AND THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE OCTOBER 4-5, 2008 "6TH ANNUAL SOUTH FLORIDA DRAGON BOAT FESTIVAL" SPONSORED BY UNITED CHINESE ASSOCIATION OF FLORIDA., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$10,000.00 TO BE FUNDED IN PART FROM THE DISTRICT 4 IN-KIND RESERVE FUND, AND IN PART FROM THE NON-AD VALOREM PORTION OF THE FIRE RESCUE DISTRICT BUDGET

*Adopted
Resolution R-1399-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/4/2008 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

11A36

083218 Resolution Sally A. Heyman

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE POLICE DEPARTMENT AND THE MIAMI-DADE FIRE RESCUE DEPARTMENT FOR THE NOVEMBER 2, 2008 "BETH TORAH COMMUNITY EVENT" SPONSORED BY THE BETH TORAH ADATH YESHURUN, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$4,940.00 TO BE FUNDED IN PART FROM THE DISTRICT 4 IN-KIND RESERVE FUND AND IN PART FROM THE NON-AD VALOREM PORTION OF THE FIRE RESCUE DISTRICT BUDGET

*Adopted
Resolution R-1400-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/13/2008 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

11A37

083118 Resolution Joe A. Martinez

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE OCTOBER 31, 2008 "TRUNK N TREAT HARVEST FESTIVAL" EVENT SPONSORED BY THE MIAMI BAPTIST CHURCH AT, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$790.00 TO BE FUNDED FROM THE DISTRICT 11 IN-KIND RESERVE FUND

*Adopted
Resolution R-1401-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/7/2008 Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee

11A38

083167 Resolution Dennis C. Moss

RESOLUTION AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE DECEMBER 21, 2008 "DODGE CITY ANNUAL CHRISTMAS PARTY" SPONSORED BY THE DODGE CITY PICNICS, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$3,916.00 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

*Adopted
Resolution R-1402-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/7/2008 Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee

FINAL OFFICIAL

11A39

083020 Resolution Dennis C. Moss

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT AND THE MIAMI-DADE POLICE DEPARTMENT FOR THE OCTOBER 11, 2008 "MIAMI FLY GIRLS TAO 2008" EVENT SPONSORED BY FLORIDA ASSOCIATION OF NONPROFIT ORGANIZATIONS, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$9,216.00 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

*Adopted
Resolution R-1403-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/4/2008 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

11A40

083161 Resolution Dennis C. Moss

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE OCTOBER 31, 2008 "2008 FAMILY FUN NIGHT EVENT" SPONSORED BY THE SOUTH EAST DADE MINISTERIAL ALLIANCE, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$716.00 TO BE FUNDED FROM THE DISTRICT 9 IN-KIND RESERVE FUND

*Adopted
Resolution R-1404-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/7/2008 Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee

11A41

083160 Resolution Dennis C. Moss

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE OCTOBER 31, 2008 "LITE THE NIGHT 2008" EVENT SPONSORED BY THE MIAMI VINEYARD COMMUNITY CHURCH, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$716.00 TO BE FUNDED FROM THE DISTRICT 9 IN-KIND RESERVE FUND

*Adopted
Resolution R-1405-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/7/2008 Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee

FINAL OFFICIAL

11A42

082808 Resolution Dorrin D. Rolle

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE AUGUST 16, 2008 "2ND ANNUAL BACK TO SCHOOL BASH" SPONSORED BY DADE COMMUNITY FOUNDATION INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$1,336.00 TO BE FUNDED FROM THE DISTRICT 2 IN-KIND RESERVE FUND

*Adopted
Resolution R-1406-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/7/2008 Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee

11A43

082828 Resolution Katy Sorenson

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE DEPARTMENT OF SOLID WASTE MANAGEMENT FOR THE SEPTEMBER 6, 2008 "CONNECT TO PROTECT" SPONSORED BY CUTLER BAY BUSINESS ASSOCIATION INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$800.00 TO BE FUNDED FROM THE DISTRICT 8 IN-KIND RESERVE FUND

*Adopted
Resolution R-1407-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

11A44

083022 Resolution Katy Sorenson

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE DEPARTMENT OF SOLID WASTE MANAGEMENT FOR THE AUGUST 16, 2008 "CONNECT TO PROTECT" SPONSORED BY CUTLER BAY BUSINESS ASSOCIATION INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$800.00 TO BE FUNDED FROM THE DISTRICT 8 IN-KIND RESERVE FUND

*Adopted
Resolution R-1408-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/10/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

11A45

083024 Resolution Sen. Javier D. Souto

RESOLUTION AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE NOVEMBER 8, 2008 "HABITAT FOR HUMANITY FAMILY FUN DAY" SPONSORED BY HABITAT FOR HUMANITY OF GREATER MIAMI INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$1,936.00 TO BE FUNDED FROM THE DISTRICT 10 IN-KIND RESERVE FUND

*Adopted
Resolution R-1409-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz*

11/7/2008 Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee

11A46

083313 Resolution Joe A. Martinez

RESOLUTION APPROVING THE ALLOCATION OF FY 2008-2009 DISTRICT DISCRETIONARY RESERVE FUNDS OF DISTRICT 11

Adopted
Resolution R-1410-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

11 B ADDITIONAL BUDGET ALLOCATIONS

11B1

083528 Report

ALLOCATION OF (FY) 2008/09 DISTRICT DISCRETIONARY RESERVE FUNDS (DISTRICT 1)

Approved
Mover: Sally A. Heyman
Seconder: Rebeca Sosa
Vote: 9- 0
Absent: Martinez, Rolle, Edmonson, Barreiro

Report: *The following funding allocations were made from fiscal year (FY) 2008/09 District 1 Discretionary Reserve funds as requested by Vice-Chairwoman Jordan.*

- \$63.50 to AWARDS LLC d/b/a Trophy World (for District 1 Brain Bowl Awards)*
- \$2,500 to Camille and Sulette Merilus Foundation, Inc.*
- \$1,000 to Latin Builders Association, Inc. (in support of their Annual Holiday Bike Drive)*
- \$1,000 to The Close-Up Foundation (for sponsorship of District 1 student Alexandra Lemoine to attend the 2009 Presidential Inauguration)*
- \$5,000 to Richard Allen Leadership Academy*
- \$5,500 to God's Original Daughters, C.D.C. (for sponsorship of five (5) District 1 students to attend the 2009 Presidential Inauguration)*
- \$2,500 to EF Educational Tours (for sponsorship of District 1 student Nikki Jones to study abroad this summer in Athens, Greece)*
- \$2,500 to UF/IFAS – Tropical Research and Educational Center*

11B2

083529 Report

ALLOCATION OF (FY) 2008/09 OFFICE OPERATING BUDGET FUNDS (DISTRICT 3)

Approved
Mover: Sally A. Heyman
Seconder: Rebeca Sosa
Vote: 9- 0
Absent: Martinez, Rolle, Edmonson, Barreiro

Report: *The following funding allocations were made from fiscal year (FY) 2008/09 District 3 Office Operating Budget Funds as requested by Commissioner Edmonson.*

- \$6,300 to Youth of America, Inc.*
- \$607.50 to Co-Sponsor with Commissioner Joe Martinez luncheon for residents at New Horizons Apartments*
- \$200 to Bestway Bus Service Re: Culmer Gardens/Culmer Place Resident Council*

11B3

083530 Report

ALLOCATION OF (FY) 2008/09 DISTRICT DISCRETIONARY RESERVE FUNDS (DISTRICT 3)

Approved
Mover: Sally A. Heyman
Seconder: Rebeca Sosa
Vote: 9- 0
Absent: Martinez, Barreiro, Rolle, Edmonson

Report: *The following funding allocations were made from fiscal year (FY) 2008/09 District 3 Discretionary Reserve Funds as requested by Commissioner Edmonson.*

- \$5,000 to Teen Pregnancy Prevention Center, Inc.*
- \$5,000 to Stand Up for Those Who Can't, Inc., for Happy Children in Overtown*
- \$4,000 to Corporate Academy North*
- \$2,000 to Haitian Heritage Museum*
- \$1,500 to Miami-Dade Chamber of Commerce*
- \$1,000 to Virginia Key Beach Park Trust Re: 2nd Annual Larry Little Legends Golf Classic*
- \$825 to Miami Dade College Medical Center Campus*
- \$500 to One Hundred Black Men of South Florida, Inc.*
- \$500 to Communities United, Inc.*
- \$250 to Victim Response, Inc.*

FINAL OFFICIAL

11B4

083531 Report

ALLOCATION OF (FY) 2008/09 DISTRICT DISCRETIONARY RESERVE FUNDS (DISTRICT 4)

Approved
Mover: Sally A. Heyman
Seconder: Rebeca Sosa
Vote: 9- 0
Absent: Martinez, Barreiro, Rolle, Edmonson

Report: *The following funding allocations were made from fiscal year (FY) 2008/09 District 4 Discretionary Reserve Funds as requested by Commissioner Heyman.*

- \$2,000 to The Lodge*
- \$1,000 to Jewish Community Services of South Florida*
- \$5,000 to Citizens Crime Watch of Miami Dade*
- \$1,000 to GableStage*
- \$5,000 to Casa Valentina*
- \$2,000 to Care Resource*
- \$1,000 to LEO Foundation*
- \$250 to David Lawrence, Jr., PTA*
- \$250 to MECA (Michael Krop Senior High STAR Academy)*

11B5

083532 Report

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

Approved
Mover: Sally A. Heyman
Seconder: Rebeca Sosa
Vote: 9- 0
Absent: Martinez, Edmonson, Barreiro, Rolle

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

- \$1,500 from Britto Foundation*
- \$3,000 from March of Dimes*
- \$180 from Beth Torah Sisterhood*
- \$500 from Best Buddies*

FINAL OFFICIAL

11B6

083533 Report

ALLOCATION OF (FY) 2008/09 DISTRICT DISCRETIONARY RESERVE FUNDS (DISTRICT 8)

Approved
Mover: Sally A. Heyman
Seconder: Rebeca Sosa
Vote: 9- 0
Absent: Martinez, Rolle,
Edmonson, Barreiro

Report: *The following funding allocations were made from fiscal year (FY) 2008/09 District 8 Discretionary Reserve Funds as requested by Commissioner Sorenson.*

\$2,000 to Community AIDS Resource, Inc. (Care Resource) – 24th Annual White Party Fundraising Event at Vizcaya
\$5,000 to UF/IFAS: Tropical Research and Educational Center – To fund the Ambrosia beetle and Laurel wilt Research and Extension team

11B7

083534 Report

ALLOCATION OF (FY) 2008/09 DISTRICT DISCRETIONARY RESERVE FUNDS (DISTRICT 9)

Approved
Mover: Sally A. Heyman
Seconder: Rebeca Sosa
Vote: 9- 0
Absent: Martinez, Rolle,
Edmonson, Barreiro

Report: *The following funding allocations were made from fiscal year (FY) 2008/09 District 9 Discretionary Reserve Funds as requested by Commissioner Moss.*

\$2,500 to United Haitian American Artist, Inc., for the 205th Year Haiti's Independence
\$3,500 to Dodge City Picnics, Inc., for their Annual Christmas Party & Toy Drive
\$2,500 to Miami LightHouse for operational support to help the blind
\$5,000 to Cafronia Haynes Thomas to support Crime Prevention Books
\$5,000 to Target Stores for the District 9 Annual Holiday Toy Drive
\$285 Moe's Party Rental for the Church of the Rock's Event
\$1,000 to The National Kidney Foundation for the Miami Kidney Walk 2009

11B8

083535 Report

ALLOCATION OF (FY) 2008/09 OFFICE FUNDS (DISTRICT 10)

Approved
Mover: Sally A. Heyman
Seconder: Rebeca Sosa
Vote: 9- 0
Absent: Martinez, Rolle,
Edmonson, Barreiro

Report: *The following funding allocations were made from fiscal year (FY) 2008/09 District 10 Office Funds as requested by Commissioner Souto.*

- \$1,500 to Fundacion del Movimiento MRR*
- \$2,500 to Radio Paz "Give Joy Bring a Toy" to benefit poor children in our community*
- \$2,000 to Kids & Families Foundation benefiting University of Miami Holtz Children's Hospital*
- \$2,000 to National Kidney Foundation of Florida*

11B9

083536 Report

ALLOCATION OF (FY) 2008/09 DISTRICT DISCRETIONARY RESERVE FUNDS (DISTRICT 12)

Approved
Mover: Sally A. Heyman
Seconder: Rebeca Sosa
Vote: 9- 0
Absent: Martinez, Barreiro,
Rolle, Edmonson

Report: *The following funding allocations were made from fiscal year (FY) 2008/09 District 12 Discretionary Reserve Funds as requested by Commissioner Diaz.*

- \$500 to Latin Builders Association, Inc.*
- \$5,822.93 to Miami-Dade Transit – Transportation Services*
- \$1,375 to Kiwanis Club of Little Havana*
- \$400 to Dade County Firefighters Charities (Toy Drive)*

11C REPORTS

12 COUNTY MANAGER

12A1

083222 Resolution

RESOLUTION ESTABLISHING USER FEES FOR THE MIAMI-DADE COUNTY HEALTH DEPARTMENT TO COLLECT FOR THE PURPOSE OF MEETING THE PUBLIC HEALTH NEEDS OF RESIDENTS AND VISITORS OF MIAMI-DADE COUNTY (County Manager)

Adopted
Resolution R-1411-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

11/13/2008 *Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee*

FINAL OFFICIAL

12B1

083101 Report

SALE AND CONSUMPTION OF ALCOHOL BEVERAGES AT ADULT ATHLETIC EVENTS MONTHLY REPORT (County Manager)

Accepted
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

11/7/2008 Report Received by the Recreation & Cultural Affairs Committee

12B2

081699 Report

UPDATE ON IMPROVED PLATTING PROCESS (County Manager)

Accepted
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

7/8/2008 Deferred by the Governmental Operations and Environment Committee

11/10/2008 Report Received by the Governmental Operations and Environment Committee

12B3

082065 Report

CITY OF HOMESTEAD ANNEXATION APPLICATION (County Manager)

Accepted
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

7/8/2008 Deferred by the Governmental Operations and Environment Committee

11/10/2008 Report Received by the Governmental Operations and Environment Committee

12B4

083132 Report

REPORT RE: RESOLUTION R-302-08 ORANGE LINE NEW STARTS APPLICATION REVIEW (County Manager)

Accepted
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 13- 0

Report: *Commissioner Moss asked the County Manager and the Transit Director to research what impact increased gas taxes made on the price charged per gallon at the gas pumps and bring back the findings to the Commission.*

11/12/2008 Report Received by the Transit Committee

12B5

083112 Report

PEOPLE'S TRANSPORTATION PLAN 90-DAY REPORT 4TH QUARTER FISCAL YEAR 2007-2008 (County Manager)

Accepted
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

11/12/2008 Report Received by the Transit Committee

13 COUNTY ATTORNEY

13A1

083350 Resolution

RESOLUTION AUTHORIZING CERTAIN SETTLEMENT IN THE AMOUNT OF \$304,234.00 IN COUNTY EMINENT DOMAIN PROCEEDINGS BY COUNTY ATTORNEY IN CONNECTION WITH THE ACQUISITION OF LAND FOR THE RIGHT-OF-WAY NEEDED FOR THE CONSTRUCTION OF S.W. 42ND STREET (BIRD DRIVE) BETWEEN S.W. 157TH AVENUE AND S.W. 162ND AVENUE IN MIAMI-DADE COUNTY, FLORIDA (County Attorney)

Adopted
Resolution R-1299-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

14 ITEMS SUBJECT TO 4-DAY RULE

15 CLERK OF THE BOARD

15B1

083325 Report

PROPOSED PUBLIC HEARING DATES FOR ORDINANCES SUBMITTED FOR FIRST READING ON DECEMBER 2, 2008 (Clerk of the Board)

Accepted
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

15B2

083326 Report

CERTIFICATE OF COUNTY CANVASSING BOARD FOR THE GENERAL ELECTION HELD ON NOVEMBER 4, 2008 (Clerk of the Board)

Approved
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

FINAL OFFICIAL

15B3

083327 Report

CERTIFICATE OF COUNTY CANVASSING BOARD FOR BAY HARBOR ISLANDS SPECIAL ELECTION HELD ON NOVEMBER 4, 2008 (Clerk of the Board)

Approved
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

15B4

083328 Report

CERTIFICATE OF COUNTY CANVASSING BOARD FOR EL PORTAL GENERAL ELECTION HELD ON NOVEMBER 4, 2008 (Clerk of the Board)

Approved
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

15B5

083330 Report

CERTIFICATE OF COUNTY CANVASSING BOARD FOR HOMESTEAD SPECIAL ELECTION HELD ON NOVEMBER 4, 2008 (Clerk of the Board)

Approved
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

15B6

083331 Report

CERTIFICATE OF COUNTY CANVASSING BOARD FOR KEY BISCAYNE SPEICAL ELECTION HELD ON NOVEMBER 4, 2008 (Clerk of the Board)

Approved
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

15B7

083332 Report

CERTIFICATE OF COUNTY CANVASSING BOARD FOR MIAMI SPRINGS SPECIAL ELECTION HELD ON NOVEMBER 4, 2008 (Clerk of the Board)

Approved
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

15B8

083333 Report

CERTIFICATE OF COUNTY CANVASSING BOARD FOR NORTH BAY VILLAGE GENERAL AND SPECIAL ELECTION HELD ON NOVEMBER 4, 2008 (Clerk of the Board)

Approved
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

FINAL OFFICIAL

15B9

083334 Report

CERTIFICATE OF COUNTY CANVASSING BOARD FOR NORTH MIAMI SPECIAL ELECTION HELD ON NOVEMBER 4, 2008 (Clerk of the Board)

Approved
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

15B10

083335 Report

CERTIFICATE OF COUNTY CANVASSING BOARD FOR PALMETTO BAY GENERAL ELECTION HELD ON NOVEMBER 4, 2008 (Clerk of the Board)

Approved
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

15B11

083338 Report

CERTIFICATE OF COUNTY CANVASSING BOARD FOR SOUTH MIAMI SPECIAL ELECTION HELD ON NOVEMBER 4, 2008 (Clerk of the Board)

Approved
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

15B12

083339 Report

CERTIFICATE OF COUNTY CANVASSING BOARD FOR SUNNY ISLES BEACH SPECIAL ELECTION HELD ON NOVEMBER 4, 2008 (Clerk of the Board)

Approved
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

15B13

083340 Report

CERTIFICATE OF COUNTY CANVASSING BOARD FOR SURFSIDE SPECIAL ELECTION HELD ON NOVEMBER 4, 2008 (Clerk of the Board)

Approved
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

15B14

083341 Report

CERTIFICATE OF COUNTY CANVASSING BOARD FOR OPA-LOCKA GENERAL ELECTION HELD ON NOVEMBER 4, 2008 (Clerk of the Board)

Approved
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

15B15

083342 Report

CERTIFICATE OF COUNTY CANVASSING BOARD FOR
PINECREST GENERAL ELECTION HELD ON NOVEMBER 4,
2008 (Clerk of the Board)

Approved
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

15B16

083343 Report

PROPOSED BOUNDARY CHANGE TO THE CITY OF DORAL
(Clerk of the Board)

Deferred to no date certain
Mover: Rebeca Sosa
Seconder: Natacha Seijas
Vote: 8- 1
No: Diaz
Absent: Martinez, Rolle,
Edmonson, Barreiro

Report: *Commissioner Moss asked the County Manager and the Transit Director to research what impact increased gas taxes made on the price charged per gallon at the gas pumps and bring back the findings to the Commission.*

15C COUNTY ADVISORY BOARD APPOINTMENTS

15C1

083344 Report

APPOINTMENT OF MEMBER TO THE DIAL-A-LIFE
PROGRAM ADVISORY AND OVERSIGHT BOARD
DAVID L. BENJAMIN (Clerk of the Board)

Appointed
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Diaz

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

083377 Service Awards

PRESENTATION OF SERVICE AWARDS:

Presented

SHIRLEY LUMPKIN - DHS - 30 YEARS
 FELISA N. RANGEL - GSA - 30 YEARS
 YVONNE L. TORRES - GSA - 30 YEARS
 ESTON E. ANDERSON - MDT - 30 YEARS
 MICHAEL H. WILLIAMS - MDT - 30 YEARS
 FRANK J. FARAGALLI JR. - PARK & REC - 35 YEARS
 ALFRED P. SLOAN - WASD - 30 YEARS

16A2

083386 Proclamation Audrey M. Edmonson

PRESENTATION OF A PROCLAMATION TO VANIECIA AND HAROLD SCOTT, III

Presented

16A3

083387 Certificate of Appreciation Joe A. Martinez

PRESENTATION OF CERTIFICATES OF APPRECIATION TO DIAL-A-LIFE PROGRAM 2008 PARTICIPANTS

Presented

16A4

083389 Proclamation Joe A. Martinez

PRESENTATION OF A PROCLAMATION TO MAX SANCHEZ - BELEN JESUIT PREPARATORY SCHOOL

Not presented

16B POLICY MATTERS FOR DISCUSSION BY THE BOARD

16B1

083204 Discussion Item Sen. Javier D. Souto

MIAMI-DADE COUNTY ECONOMIC OUTLOOK

Carried over to December 4, 2008

16C ZONING AGENDA (Scheduled for 9:30 a. m.)

17

090341

Report

NON-AGENDA ITEMS REPORT- COMMITTEE OF THE
WHOLE

Report: COMMITTEE OF THE WHOLE

The Board recessed its Regular Session at 10:45 A.M. and convened a meeting of the Committee of the Whole.

Chair-elect Moss expressed his sincere appreciation to his colleagues for their support and confidence in electing him as Chairman. He noted as he considered the County Commission Committee structure, he would ask that each of his colleagues provide him with a list identifying their areas of interest relating to committee structure, in order of priority, and that each commissioner file a copy of their recommendations with the Clerk.

Chairman Barreiro recommended a task force be created or a point person be identified to ensure accountability during the U.S. Census scheduled in 2010.

In response to Commissioner Sosa's suggestion that newly elected chairpersons be given the ability to submit to the Board, a plan of action based on his/her goals and objectives, Chair-elect Moss noted that was his intent. He noted he would work with each committee to create objectives and accountability.

Commissioner Jordan requested Chair-elect Moss consider reinstating the apply, receive, and expend items back into the consent agenda and to consider making an exception to the three-day rule policy for items heard in committees that met on Wednesdays and Thursdays. She also asked that when making appointments, Chair-elect Moss ensure the membership of each committee reflected as much diversity as possible.

Regarding Commissioner Jordan's requests concerning the consent agenda and three-day rule issues, and Commissioner Rolle's request relating to quorum issues, Chair-elect Moss noted these were legislative items and would be better addressed through the legislative process.

Commissioner Gimenez recommended Chair-elect Moss consider the possibility of increasing the number of Committees from seven to eight to allow equal participation among commission members. He also suggested sustainability economic stimulus issues relating to today's tough economic times be addressed. Commissioner Gimenez also recommended Chair-elect Moss schedule a series of Sunshine Meetings with individual commissioners to discuss their ideas individually.

Commissioner Diaz requested that commission meetings not be scheduled on a Tuesday following a County Holiday to provide staff with the benefit of holiday leisure.

Commissioner Sosa asked Chair-elect Moss to consider establishing a group to exclusively review issues of countywide importance, such as redistricting.

Commissioner Martinez reminded Chair-elect Moss that County Commissioners were employed on a part-time basis, when structuring the new committees. He also cautioned against appointing commissioners to serve on county boards prior to acquiring their approval. Commissioner Martinez expressed his opposition to the County Attorney's comment that communication between commissioners and the Commission Chairman regarding committee assignments was a violation of the Sunshine Law. He further stated he would bring forth legislation providing that the Commission Chair be authorized to appoint his/her Vice Chair.

Commissioner Heyman concurred with Commissioner Martinez' comments regarding a Sunshine Law violation, and asked the County Attorney to revisit the Florida Statute containing this provision for clarity. She pointed out the financial impact to the County's budget of each Sunshine Meeting caused by scheduling and public notice expenses. Commissioner Heyman asked Chair-elect Moss to begin addressing key issues introduced by Commissioners that need to be moved through the legislative process, once the Board reconvened in January 2009. She also requested Chair-elect Moss revisit issues as the census and advisory board participation that were introduced under prior administrations and remained unresolved.

In response to Commissioner Heyman's request regarding county advisory boards, Chair-elect Moss stated he planned to address this issue; and that he felt the advisory boards should report to the Commission committees. He also expressed his intent to establish a ceremony for the recognition of those individuals who voluntarily served on County's boards.

There being no further business to come before the Committee of the Whole, the meeting was adjourned at 11:10 A.M., at which time the Board reconvened in Regular session.

19

ADJOURNMENT

Report: *There being no further business to come before the Board, the meeting was adjourned at 7:07 p.m.*

Bruno A. Barreiro, Chairman

ATTEST: HARVEY RUVIN, CLERK

By: _____
Kay Sullivan, Deputy Clerk