



# **MIAMI-DADE COUNTY FINAL OFFICIAL MINUTES Budget, Planning and Sustainability Committee**

## **Board of County Commissioners**

Stephen P. Clark Government Center  
Commission Chambers  
111 NW 1<sup>st</sup> Street  
Miami, Florida 33128

Tuesday, October 27, 2009  
As Advertised

Harvey Ruvlin, Clerk  
Board of County Commissioners

Diane Collins, Acting Division Chief  
Clerk of the Board Division

Scott Rappleye, Commission Reporter  
(305) 375-5108





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

## FINAL OFFICIAL

### Meeting Minutes

#### Budget, Planning and Sustainability Committee

Katy Sorenson (8) Chair; Joe A. Martinez (11) Vice Chair; Commissioners Audrey M. Edmonson (3), Carlos A. Gimenez (7), Sally A. Heyman (4), and Barbara J. Jordan (1)

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Tuesday, October 27, 2009

2:00 PM

Commission Chambers

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**Members Present:** Carlos A. Gimenez, Sally A. Heyman, Barbara J. Jordan, Joe A. Martinez, Katy Sorenson.

**Members Absent:** Audrey M. Edmonson.

**Members Late:** None.

**Members Excused:** None.

**Members Absent County Business:** None.

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#### 1 MINUTES PREPARED BY

**Report:** *Scott Rappleye, Commission Reporter  
(305) 375-5108  
and  
Alan Eisenberg, Commission Reporter  
(305) 375-2510*

#### 1A INVOCATION

**Report:** *Chairwoman Sorenson called the meeting to order and asked that a moment of silence be observed followed by the Pledge of Allegiance.*

#### 1B PLEDGE OF ALLEGIANCE

**1C**      **ROLL CALL**

**Report:** *The following staff members were present: Assistant County Managers Alina Hudak and Alex Munoz; Assistant County Attorneys Jess McCarty and Martin Sybblis; and Deputy Clerks Judy Marsh and Scott Rappleye.*

**CHANGES TO TODAY'S COMMITTEE AGENDA**

*Assistant County Attorney Jess McCarty noted that in addition to the items on the County Managers' Changes Memorandum, the following changes were requested: that Agenda Item 2G be withdrawn; that Agenda Item 3G be amended to change the amount to \$4,166 and to remove the stage and bleachers. He pointed out that agenda items 4A, 4B, 4C, 4H and 4I had been waived to the November 3, 2009, Board of County Commissioners Meeting. He noted that agenda items 4J, 4L Substitute, 4M, 4O Substitute, and 8A have been requested to be heard at the beginning of today's meeting.*

*It was moved by Commissioner Heyman that the changes listed in the County Manger's memorandum and the additional change noted by the Assistant County Attorney be accepted. This motion was seconded by Commissioner Jordan and upon being put to a vote, passed by a vote of 5-0 (Commissioner Edmonson was absent).*

**1D**      **OPENING REMARKS FROM CHAIR SORENSON****1E**      **SPECIAL PRESENTATIONS**

1E1

**092687 Report**

ORAL REPORT RE: STATUS REPORT ON THE GREENPRINT SUSTAINABILITY PLAN (Office of Sustainability)

*Report Received*  
*Mover: Heyman*  
*Seconder: Jordan*  
*Vote: 5-0*  
*Absent: Edmonson*

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

*Ms. Susanne Torriente, Director, Office of Sustainability, reported on the Greenprint Sustainability Plan. She noted that ICLEI-Local Governments for Sustainability had selected the County to develop a pilot sustainability plan for the community. Ms. Torriente said that both an inter-departmental team and a Mayors Advisory Board composed of community experts had convened. She acknowledged the Department of Environmental Resources Management, the Department of Planning & Zoning, the Office of Strategic Business Management, and the Government Information Center for their assistance. Ms. Torriente noted a final report would be presented to the Board of County Commissioners for approval at this time next year. She explained the plan consisted of five milestones and they were presently completing the assessment phase of milestone one. She noted milestone two would be completed in December 2009 with the establishment of goals; milestone three would be plan development scheduled for completion in June 2010 and would coincide with the County budget process; milestone four would present an implementation plan to be completed in October 2010 and milestone five would include a plan for annual monitoring and evaluation of the process. Ms. Torriente said that Chairwoman Sorenson was the Chairperson of the Mayor's Advisory Board which met on a monthly basis and provided essential feedback from the community. She noted that monthly progress reports would be provided to the Committee.*

*Chairwoman Sorenson noted two successful meetings with participation from the Greater Miami Chamber of Commerce, the Convention and Visitors Bureau, Florida International University, Miami-Dade College, University of Miami, builders, unions, and other business interests with the purpose of evaluating issues at a countywide level.*

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

1E2

**092744 Special Presentation**

PRESENTATION RE: : MIAMI-DADE COUNTY  
AESTHETICS MASTER PLAN (SEE AGENDA ITEM NO.  
4N)

**Report Received**  
**Mover: Martinez**  
**Seconder: Heyman**  
**Vote: 4-0**  
**Absent: Jordan, Edmonson**

**Report:** *Assistant County Attorney Jess McCarty read the foregoing special presentation into the record.*

*Ms. Christina Casado, Community Image Manager, noted the County Aesthetics Master Plan was prepared by the Community Image Advisory Board. She acknowledged the Parks and Recreation Department, the Department of Planning and Zoning, the Department of Environmental Resources Management, the General Services Administration, the Department of Solid Waste, and the Department of Public Works for assistance in the plan. Ms. Casado also introduced Mr. Cesar Garcia-Pons and Mr. Bill Gilchrist, EDAW/AECOM, who were the consultants that participated in this study and would be involved in implementing it.*

*Mr. Garcia-Ponce, Program Consultant, presented a power point presentation highlighting the County Aesthetics Master Plan. He noted that although the plan emphasized landscaping, it was soon realized that aesthetics went beyond just landscaping. Mr. Garcia-Ponce said that the physical appearance of a city was a sign of its socioeconomic health and prosperity. He indicated that aesthetics was important to a city that relied on tourism since people favored visiting locations that looked good and also provided an improved quality of life for its residents. Mr. Garcia-Ponce noted the directive was to develop a County Aesthetics Master Plan that addressed landscaping and landscape maintenance of all public roadways and County facilities.*

*Chairwoman Sorenson noted that the Community Image Advisory Board should coordinate its efforts with the Sustainability Task Force.*

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

**1F**      **OFFICE OF INTERGOVERNMENTAL  
AFFAIRS**

1F1

**092696 Report**

2010 FEDERAL AND STATE LEGISLATIVE PACKAGE

**Report Received**  
**Mover: Heyman**  
**Seconder: Jordan**  
**Vote: 5-0**  
**Absent: Edmonson**

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

*Mr. Joe Rasco, Director, Office of Intergovernmental Affairs (OIA), noted the federal and state legislative package presented today were jurisdictional items relating only to this committee pursuant to the Board of County Commissioners (BCC) direction. He also noted that today's recommendations would be forwarded to the BCC for inclusion in the final legislative package. Mr. Rasco said the items presented were compiled by County departments in cooperation with the OIA, County Manager and County Attorney Offices and were listed in the order of importance to the department.*

*Commissioner Heyman expressed concern regarding the \$11 million federal funding reimbursement for the Miami River dredging project on handwritten page three. She said that the County efforts should concentrate on requesting funds that would specifically benefit the County and not other government entities.*

*Mr. Carlos Espinosa, Director, Department of Environmental Resources Management, explained that the State advanced funding to cover a federal funding deficit. He noted that the State was requesting reimbursement from the federal government for the funding they had advanced on the project. Mr. Espinosa said the County had an agreement with the US Army Corp of Engineers that authorized the reimbursement of \$10 million and the additional \$1 million being requested was to cover additional claims filed by the contractor.*

*Commissioner Heyman noted she would rather concentrate efforts on securing funding for future projects such as the Biscayne Bay Water Quality project. She asked Mr. Rasco to provide her with a report listing pending items from last years' priorities that had not been completed according to appropriation source.*

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

**2 PUBLIC HEARINGS**

2A

**092110 Ordinance Bruno A. Barreiro**  
ORDINANCE AMENDING SECTION 8-10 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, REGARDING PERMITS REQUIRING APPROVAL FROM A HOMEOWNERS ASSOCIATION FOR CERTAIN PERMITS; AND AMENDING SECTION 33-8.1 REQUIRING APPROVAL FROM A HOMEOWNERS ASSOCIATION FOR ZONING IMPROVEMENT PERMITS PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE **Withdrawn**

2B

**092266 Ordinance Jose "Pepe" Diaz**  
ORDINANCE PERTAINING TO ZONING; ESTABLISHING DEFINITION OF COMMUTER COLLEGE; ESTABLISHING REGULATIONS AND ZONING DISTRICTS WHERE PERMITTED; EXEMPTING FROM THE REQUIREMENTS OF PRIVATE COLLEGES AND UNIVERSITIES; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE **Withdrawn**

**Report:** *See Agenda Item 2B AMENDED, Legislative File No. 093024 for the amended version.*

2B AMENDED

**093024 Resolution Jose "Pepe" Diaz**

ORDINANCE PERTAINING TO ZONING;  
ESTABLISHING DEFINITION OF COMMUTER  
COLLEGE; ESTABLISHING REGULATIONS AND  
ZONING DISTRICTS WHERE PERMITTED; EXEMPTING  
FROM THE REQUIREMENTS OF PRIVATE COLLEGES  
AND UNIVERSITIES; PROVIDING SEVERABILITY,  
INCLUSION IN THE CODE, AND AN EFFECTIVE DATE  
[SEE ORIGINAL ITEM UNDER FILE NO. 092266]

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

*Mover: Martinez*

*Seconder: Heyman*

*Vote: 5-0*

*Absent: Edmonson*

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

*Chairwomen Sorenson opened the public hearing  
on this proposed ordinance.*

*Mr. Juan Mayol, Jr., Holland and Knight,  
representing Lucky Strike Plaza LLC, noted his  
client owned a property that was zoned Office  
Park District (OPD). He explained that an  
educational component would be a complementary  
use to this zoning district. Mr. Mayol requested  
that the Committee forward this proposed  
resolution with a favorable recommendation with  
an amendment to add OPD as long as zoning  
districts for community colleges were allowed.*

*Hearing no other persons wishing to speak on this  
matter, the public hearing was closed.*

*There being no further questions or comments, the  
Committee proceeded to vote on this proposed  
ordinance as amended to add Office Park District  
(OPD) as one of the zoning districts where  
community colleges would be allowed.*

*It was moved by Commissioner Martinez that this  
proposed ordinance be forwarded to the County  
Commission with Committee amendments to add  
Office Park District (OPD) as one of the zoning  
districts where community colleges would be  
allowed. This motion was seconded by  
Commissioner Heyman, and upon being put to a  
vote, passed by a vote of 5-0, (Commissioner  
Edmonson was absent).*

2B SUPPL.

**092784 Supplement**

FISCAL IMPACT TO ORDINANCE PERTAINING TO ZONING; ESTABLISHING DEFINITION OF COMMUTER COLLEGE

*Forwarded to BCC with a favorable recommendation*  
*Mover: Martinez*  
*Seconder: Heyman*  
*Vote: 5-0*  
*Absent: Edmonson*

2C

**092132 Ordinance**

**Sally A. Heyman**

ORDINANCE RELATING TO ZONING AND MOTOR VEHICLE REPAIRS; AMENDING SECTION 33-247 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA ("CODE") TO PROVIDE FOR CERTAIN ANCILLARY SERVICES FOR AUTOMOBILE NEW PARTS AND EQUIPMENT SALES FACILITIES; AMENDING SECTION 8A-161.3 OF THE CODE TO EXEMPT CERTAIN PROVIDERS OF MINIMAL AUTOMOBILE MAINTENANCE REPAIRS FROM THE APPLICATION OF THE MOTOR VEHICLE REPAIR ORDINANCE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

*Withdrawn*

**Report:** *See Agenda Item 2C AMENDED, Legislative File No. 093020 for the amended version.*

2C AMENDED

093020 Ordinance

Sally A. Heyman

ORDINANCE RELATING TO ZONING AND MOTOR VEHICLE REPAIRS; AMENDING SECTION 33-247 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA ("CODE") TO PROVIDE FOR CERTAIN ANCILLARY SERVICES FOR AUTOMOBILE NEW PARTS AND EQUIPMENT SALES FACILITIES; AMENDING SECTION 8A-161.3 OF THE CODE TO EXEMPT CERTAIN PROVIDERS OF MINIMAL AUTOMOBILE MAINTENANCE REPAIRS FROM THE APPLICATION OF THE MOTOR VEHICLE REPAIR ORDINANCE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE (SEE ORIGINAL ITEM UNDER FILE NO. 092132)

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

*Mover: Heyman*

*Seconder: Martinez*

*Vote: 5-0*

*Absent: Edmonson*

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

*Chairwomen Sorenson opened the public hearing on the foregoing proposed ordinance. Hearing no persons wishing to speak on this matter, the public hearing was closed.*

*Commissioner Heyman noted minor automobile repairs were problematic since gas stations no longer offered full service. She said that auto parts store employees often assisted customers perform minor repairs, however, the current ordinance required the facility be located indoors.*

*In response to Chairwoman Sorenson's inquiry about licensing requirements, Ms. Cathy Grimes Peel, Director, Miami-Dade Consumer Services Department, noted the Motor Vehicle Repair Ordinance required that minor vehicle repairs be performed by a facility with a motor vehicle registration. She noted that this proposed ordinance would exempt these facilities from obtaining this registration in the future.*

*Assistant County Attorney Eduardo Sanchez noted Section 1.33-2.47 (c) of this proposed ordinance should be amended to read as follows: "such repair shall not include oil changes, oil filter changes, transmission fluid changes, transmission fluid filter changes, engine coolant or engine anti-freeze changes, break fluid changes, power steering fluid changes, tire repair, tire installation, tire rotation or any other repair that falls within the scope of the repair certification categories set forth in Sections 8A-161.25 (2) (a-e) and (g) of*

*this Code.” He noted an identical provision appeared in Section 2 amending Section 8A-161.3 (c).*

*There being no further questions or comments, the Committee proceeded to vote on this proposed ordinance as amended by Assistant County Attorney Sanchez.*

2D

**092258 Ordinance**

**Joe A. Martinez**

**Withdrawn**

ORDINANCE AMENDING SECTION 2-1795 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA RELATED TO PROCEDURES TO BE FOLLOWED IN THE PREPARATION AND ADOPTION OF THE COUNTY'S ANNUAL BUDGET; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

**Report:** *See Report Under Agenda Item 2D AMENDED, Legislative File No. 093015.*

2D AMENDED

**093015 Ordinance Joe A. Martinez**

ORDINANCE AMENDING SECTION 2-1795 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA RELATED TO PROCEDURES TO BE FOLLOWED IN THE PREPARATION AND ADOPTION OF THE COUNTY'S ANNUAL BUDGET; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE (SEE ORIGINAL ITEM UNDER FILE NO. 092258)

*Forwarded to BCC with a favorable recommendation with committee amendment(s)  
Mover: Martinez  
Seconder: Heyman  
Vote: 5-0  
Absent: Edmonson*

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

*Chairwomen Sorenson opened the public hearing on the foregoing proposed ordinance. Hearing no persons wishing to speak on this matter, the public hearing was closed.*

*It was moved by Commissioner Martinez that this proposed ordinance be forwarded to the County Commission with Committee amendments to require that the County's annual budget be reviewed by the Commission in a Committee of the Whole meeting.*

*Chairwoman Sorenson noted that she agreed with this recommendation to assist in the timely budget adoption process.*

*Commissioner Gimenez noting the entire Board of County Commissioners participating in the budget adoption process was essential.*

*Commissioner Jordan also spoke in support of this proposal.*

*There being no further questions or comments, the Committee proceeded to vote on this proposed resolution as amended.*

2D SUPPL.

**092783 Supplement**

FISCAL IMPACT TO ORDINANCE AMENDING SEC. 2-1795 OF THE CODE; RELATING TO PROCEDURES TO BE FOLLOWED IN THE PREPARATION AND ADOPTION OF THE COUNTY'S ANNUAL BUDGET

*Forwarded to BCC with a favorable recommendation  
Mover: Martinez  
Seconder: Heyman  
Vote: 5-0  
Absent: Edmonson*

2E

092117 Ordinance

Sen. Javier D. Souto,

Sally A. Heyman

ORDINANCE PERTAINING TO ZONING; AMENDING  
SECTION 33-151.13 OF THE CODE OF MIAMI-DADE  
COUNTY, FLORIDA; PERMITTING HORSES FOR USE  
WITH THERAPY IN CONJUNCTION WITH CERTAIN  
PRIVATE SCHOOLS; PROVIDING SEVERABILITY,  
INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

*Withdrawn*

**Report:** *See Agenda Item 2E AMENDED, Legislative File  
No. 093017 for the amended version.*

2E AMENDED

093017 Ordinance

Sen. Javier D. Souto,

Sally A. Heyman

ORDINANCE PERTAINING TO ZONING; AMENDING SECTION 33-151.13 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PERMITTING HORSES FOR USE WITH THERAPY IN CONJUNCTION WITH CERTAIN PRIVATE SCHOOLS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE (SEE ORIGINAL ITEM UNDER FILE NO. 092117)

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

*Mover: Heyman*

*Seconder: Jordan*

*Vote: 5-0*

*Absent: Edmonson*

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

*Chairwomen Sorenson opened the public hearing on the foregoing proposed ordinance. Hearing no persons wishing to speak on this matter, the public hearing was closed.*

*Assistant County Attorney Andrew Boese advised that the first line of Section 1 (c) of this proposed ordinance should be amended to read as follows: "Notwithstanding any other provisions of Chapter 33 to the contrary" and would replace "Notwithstanding any other provisions of this chapter or code to the contrary."*

*Commissioner Martinez expressed concern that the horses would endanger the water supply as indicated by the Department of Environmental Resources Management in Agenda Item 2E Supplement.*

*Chairwoman Sorenson concurred with Commissioner Martinez.*

*Assistant County Manager Alex Munoz noted that the County would continue well field protection and that well fields would not be allowed on the subject property without appropriate permitting. He said that the zoning change would continue to occur on other properties, however, Chapter 24 provisions would remain on properties with well fields.*

*Mr. John Renfrow, Director, Water and Sewer Department, said that the amended language as read by the Assistant County Attorney would address the concern relating to well field protection. He noted that the amendment would prevent Hippotherapy from being performed in well field protection areas.*

*There being no further questions or comments, the Committee proceeded to vote on this proposed resolution as amended.*

2E SUPPL.

**092833 Supplement**

SUPPLEMENTAL INFORMATION RE: ORDINANCE PERTAINING TO ZONING, AMENDING SECTION 33-151-13 PF THE CODE OF MIAMI-DADE COUNTY PERMITTING HORSES FOR USE WITH THERAPY

*Forwarded to BCC with a favorable recommendation  
Mover: Heyman  
Seconder: Jordan  
Vote: 5-0  
Absent: Edmonson*

2F

**092097 Ordinance**

**Sen. Javier D. Souto**

ORDINANCE AMENDING SECTION 33-20(E) OF THE CODE OF MIAMI-DADE COUNTY TO EXEMPT PERSONAL WATERCRAFT FROM THE REQUIREMENT OF BEING STORED BEHIND THE FRONT LATERAL LINE OF HOMES IN SOME ZONING DISTRICTS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 091817]

*Deferred to no date certain  
Mover: Heyman  
Seconder: Martinez  
Vote: 5-0  
Absent: Edmonson*

2G

**091641 Report**

VILLAGE OF PINECREST ANNEXATION APPLICATION (Office of Strategic Business Management)

*Withdrawn*

**3 COUNTY COMMISSION**

3A

**092535 Resolution Bruno A. Barreiro**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE SEPTEMBER 13, 2009 "INDEPENDENCE OF CENTRAL AMERICA AND MEXICO FESTIVAL" SPONSORED BY CICAMEX COMUNIDAD INTEGRADA CENTRO AMERICA-MEXICO, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$790.00 TO BE FUNDED FROM THE DISTRICT 5 IN-KIND RESERVE FUND

*Forwarded to BCC with a favorable recommendation*

*Mover: Heyman*

*Seconder: Martinez*

*Vote: 5-0*

*Absent: Edmonson*

**Report:** *Assistant County Attorney Jess McCarty noted a scrivener's error in the title only where the funding amount of \$790 was to be corrected to read \$2,466.*

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

3B

**092598 Resolution Audrey M. Edmonson**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE AUGUST 29, 2009 "VOICES OF THE COMMUNITY" SPONSORED BY THE AFRICAN HERITAGE CULTURAL ARTS CENTER, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$790.00 TO BE FUNDED FROM THE DISTRICT 3 IN-KIND RESERVE FUND

*Forwarded to BCC with a favorable recommendation*

*Mover: Heyman*

*Seconder: Martinez*

*Vote: 5-0*

*Absent: Edmonson*

3C

**092529 Resolution Carlos A. Gimenez**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE GENERAL SERVICES ADMINISTRATION DEPARTMENT FOR THE AUGUST 1, 2009 "MIAMI ALL STARS BASKETBALL TOURNAMENT" SPONSORED BY THE MIAMI ALL STARS, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$3,200.00 TO BE FUNDED FROM THE DISTRICT 7 IN-KIND RESERVE FUND

*Forwarded to BCC with a favorable recommendation*

*Mover: Heyman*

*Seconder: Martinez*

*Vote: 5-0*

*Absent: Edmonson*

3D

**092534 Resolution Carlos A. Gimenez**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE POLICE DEPARTMENT FOR THE AUGUST 2, 2009 "18TH ANNUAL HUNTINGTON'S DISEASE TRIATHLON" SPONSORED BY THE HUNTINGTON'S DISEASE SOCIETY OF AMERICA, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$3,632.00 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

*Forwarded to BCC with a favorable recommendation*

*Mover: Heyman*

*Seconder: Martinez*

*Vote: 5-0*

*Absent: Edmonson*

3E

**092221 Resolution Sally A. Heyman**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE JUNE 12-15, 2009 "2ND ANNUAL SUNNY ISLES BEACH OFFSHORE CHALLENGE" SPONSORED BY THE CITY OF SUNNY ISLES BEACH IN AN AMOUNT NOT TO EXCEED \$6,395.00 TO BE FUNDED FROM THE DISTRICT 4 IN-KIND RESERVE FUND

*Forwarded to BCC with a favorable recommendation*

*Mover: Heyman*

*Seconder: Martinez*

*Vote: 5-0*

*Absent: Edmonson*

3F

**092530 Resolution Sally A. Heyman**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE AUGUST 22, 2009 "UKRAINIAN INDEPENDENCE DAY CELEBRATION" SPONSORED BY THE ASSUMPTION BVM UKRAINIAN CATHOLIC CHURCH, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$790.00 TO BE FUNDED FROM THE DISTRICT 4 IN-KIND RESERVE FUND

*Forwarded to BCC with a favorable recommendation*

*Mover: Heyman*

*Seconder: Martinez*

*Vote: 5-0*

*Absent: Edmonson*

3G

**092600 Resolution Sally A. Heyman**

RESOLUTION AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE APRIL 17, 2010 "MIAMI HONG KONG DRAGON BOAT FESTIVAL" SPONSORED BY THE MIAMI OVERSEAS CHINESE ASSOCIATION, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$9,251.00 TO BE FUNDED FROM THE DISTRICT 4 IN-KIND RESERVE FUND

*Withdrawn*

**Report:** *See Report Under Agenda Item 3G AMENDED, Legislative File No. 092976.*

3G AMENDED

**092976 Resolution Sally A. Heyman**

RESOLUTION AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE APRIL 17, 2010 "MIAMI HONG KONG DRAGON BOAT FESTIVAL" SPONSORED BY THE MIAMI OVERSEAS CHINESE ASSOCIATION, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$4,166.00 TO BE FUNDED FROM THE DISTRICT 4 IN-KIND RESERVE FUND (SEE ORIGINAL ITEM UNDER FILE NO. 092600)

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

*Mover: Heyman*

*Seconder: Martinez*

*Vote: 5-0*

*Absent: Edmonson*

**Report:** *Assistant County Attorney Jess McCarty noted this proposed resolution was amended to change the requested in-kind amount from \$9,251.00 to \$4,166.00 to fund the Showmobile and to exclude the request for a stage and bleachers.*

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

3H

**092601 Resolution Sally A. Heyman**

RESOLUTION AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE DECEMBER 13, 2009 "HOLIDAY CELEBRATION" SPONSORED BY CHABAD-LUBAVITCH RUSSIAN CENTER OF SOUTH FLORIDA, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$790.00 TO BE FUNDED FROM THE DISTRICT 4 IN-KIND RESERVE FUND

*Forwarded to BCC with a favorable recommendation*

*Mover: Heyman*

*Seconder: Martinez*

*Vote: 5-0*

*Absent: Edmonson*

3I

**092602 Resolution Sally A. Heyman**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE OCTOBER 3-4, 2009 "7TH ANNUAL DRAGON BOAT FESTIVAL" SPONSORED BY UNITED CHINESE ASSOCIATION OF FLORIDA, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$9,456.00 TO BE FUNDED FROM THE DISTRICT 4 IN-KIND RESERVE FUND

*Forwarded to BCC with a favorable recommendation*

*Mover: Heyman*

*Seconder: Martinez*

*Vote: 5-0*

*Absent: Edmonson*

3J

**091945 Resolution Barbara J. Jordan**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE FEBRUARY 16, 2009 "PRESIDENT BARACK OBAMA AVENUE STREET RENAMING & PARADE" SPONSORED BY THE CITY OF OPA-LOCKA, IN AN AMOUNT NOT TO EXCEED \$2,130.00, TO BE FUNDED FROM THE DISTRICT 1 IN-KIND RESERVE FUND

*Forwarded to BCC with a favorable recommendation*

*Mover: Heyman*

*Seconder: Martinez*

*Vote: 5-0*

*Absent: Edmonson*

3K

**092223 Resolution Barbara J. Jordan,**

**Audrey M. Edmonson, Sally A. Heyman, Dorrin D. Rolle**  
RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE FIRE RESCUE DEPARTMENT FOR THE JULY 4, 2009 ANNUAL "INDEPENDENCE DAY ON THE BAY CELEBRATION" SPONSORED BY THE CITY OF NORTH MIAMI IN AN AMOUNT NOT TO EXCEED \$1,006.00 TO BE FUNDED FROM THE NON-AD VALOREM PORTION OF THE FIRE RESCUE DISTRICT BUDGET

*Forwarded to BCC with a favorable recommendation*

*Mover: Heyman*

*Seconder: Martinez*

*Vote: 5-0*

*Absent: Edmonson*

3L

**092536 Resolution Barbara J. Jordan**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE AUGUST 8, 2009 "BACK-2-SCHOOL SUMMER SPLASH" SPONSORED BY THE PORTRAIT OF EMPOWERMENT, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$1,780.00 TO BE FUNDED FROM THE DISTRICT 1 IN-KIND RESERVE FUND

*Forwarded to BCC with a favorable recommendation*

*Mover: Heyman*

*Seconder: Martinez*

*Vote: 5-0*

*Absent: Edmonson*

3M

**092222 Resolution Joe A. Martinez**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE JULY 20, 2009 "GROUNDBREAKING CEREMONY" SPONSORED BY COLOMBIAN AMERICAN COALITION OF FLORIDA, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$680.00 TO BE FUNDED FROM THE DISTRICT 11 IN-KIND RESERVE FUND

*Forwarded to BCC with a favorable recommendation*  
*Mover: Heyman*  
*Seconder: Martinez*  
*Vote: 5-0*  
*Absent: Edmonson*

3N

**092532 Resolution Dennis C. Moss**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT, THE MIAMI-DADE WATER AND SEWER DEPARTMENT AND THE DEPARTMENT OF SOLID WASTE MANAGEMENT FOR THE JUNE 27, 2009 "RELAY FOR LIFE" SPONSORED BY THE AMERICAN CANCER SOCIETY, FLORIDA DIVISION, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$8,897.00 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

*Forwarded to BCC with a favorable recommendation*  
*Mover: Heyman*  
*Seconder: Martinez*  
*Vote: 5-0*  
*Absent: Edmonson*

3O

**092596 Resolution Dennis C. Moss**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE MAY 30-31, 2009 "RICHMOND HEIGHTS 60TH ANNIVERSARY" SPONSORED BY RICHMOND HEIGHTS NEIGHBORHOOD CRIME WATCH, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$6,695.00 TO BE FUNDED FROM THE DISTRICT 9 IN-KIND RESERVE FUND

*Forwarded to BCC with a favorable recommendation*  
*Mover: Heyman*  
*Seconder: Martinez*  
*Vote: 5-0*  
*Absent: Edmonson*

3P

**091950 Resolution****Dorrin D. Rolle**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE POLICE DEPARTMENT FOR THE JUNE 10-11, 2009 "SOCCER CAMP" SPONSORED BY THE NEW WORLD OF SPORTS, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$4,518.00 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

*Forwarded to BCC with a favorable recommendation*

*Mover: Heyman*

*Seconder: Martinez*

*Vote: 5-0*

*Absent: Edmonson*

3Q

**092220 Resolution****Rebeca Sosa**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE JULY 24-26, 2009 "SEMINAR FOR SUBSTANCE ABUSE RECOVERY" SPONSORED BY NUEVO CAMINAR MINISTERIO CATOLICO, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$1,127.00 TO BE FUNDED FROM THE DISTRICT 6 IN-KIND RESERVE FUND

*Forwarded to BCC with a favorable recommendation*

*Mover: Heyman*

*Seconder: Martinez*

*Vote: 5-0*

*Absent: Edmonson*

3R

**092252 Resolution****Bruno A. Barreiro**

RESOLUTION DIRECTING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXPLORE ALTERNATIVES BASED ON FEASIBILITY STUDY FOR MIAMI-DADE COUNTY TO FORM ITS OWN CREDIT UNION OR BANK AND TO BECOME ITS OWN DEPOSITORY

*Withdrawn*

**Report:** *(See Agenda Item 3R Substitute; Legislative File No. 092547)*

3R SUB

**092547 Resolution Bruno A. Barreiro**

RESOLUTION DIRECTING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXPLORE ALTERNATIVES BASED ON FEASIBILITY STUDY FOR MIAMI-DADE COUNTY TO FORM ITS OWN CREDIT UNION OR BANK AND TO BECOME ITS OWN DEPOSITORY [SEE ORIGINAL ITEM UNDER FILE NO. 092252]

*Forwarded to BCC with a favorable recommendation*

*Mover: Heyman*

*Seconder: Martinez*

*Vote: 5-0*

*Absent: Edmonson*

**Report:** *Commissioner Barreiro noted this item would allow the County to use a feasibility study to explore the alternatives for the County to become its own banking or credit union depository. He said that North Dakota had established its own bank and implemented some very progressive and sound financing programs that the County should consider.*

*Commissioner Gimenez said he did not object to a feasibility study; however, he expressed concern regarding government being in the banking business and regarding the issues relating to politics in the financial decision making process.*

*Chairwomen Sorenson noted she also had reservations but was willing to review the results of the report.*

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

3S

**092511 Resolution Audrey M. Edmonson**

RESOLUTION REQUIRING ADDITIONAL LANGUAGE IN COMPETITIVE SOLICITATIONS TO CLARIFY VENDOR RESPONSIVENESS

*Forwarded to BCC with a favorable recommendation*

*Mover: Jordan*

*Seconder: Heyman*

*Vote: 5-0*

*Absent: Edmonson*

3T

**092408 Resolution****Jose "Pepe" Diaz**

RESOLUTION DIRECTING THE MAYOR OR DESIGNEE TO PROCESS EXPEDITIOUSLY THE ANNEXATION REQUESTS OF THE CITY OF SWEETWATER, CITY OF DORAL, TOWN OF MEDLEY, VILLAGE OF VIRGINIA GARDENS AND CITY OF MIAMI SPRINGS PURSUANT TO THE PROVISIONS OF CHAPTER 20 OF THE CODE OF MIAMI-DADE COUNTY

*Motion dies due to lack of second*

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

*It was moved by Commissioner Gimenez that this proposed resolution be approved. This motion died due to the lack of a second.*

3U

**092382 Resolution****Carlos A. Gimenez,****Audrey M. Edmonson, Rebeca Sosa**

RESOLUTION DIRECTING THE COUNTY MAYOR OR THE MAYOR'S DESIGNEE TO CONDUCT A STUDY AND REPORT TO THE BOARD OF COUNTY COMMISSIONERS WHICH PROJECTS AND PROGRAMS ARE CURRENTLY FUNDED WITH GENERAL FUNDS BUT ARE ELIGIBLE TO RECEIVE CDBG FUNDS, INCLUDING RECOMMENDATIONS AS TO WHICH PROJECTS AND PROGRAMS SHOULD BE ALLOCATED CDBG FUNDS IN PLACE OF GENERAL FUNDS

*Forwarded to BCC with a favorable recommendation**Mover: Gimenez**Seconder: Heyman**Vote: 5-0**Absent: Edmonson*

3U SUPPL.

**092894 Supplement**

SUPPLEMENTAL REPORT TO RESOLUTION REQUESTING STUDY ON PROJECTS AND PROGRAMS ELIGIBLE FOR CDBG FUNDS

*Forwarded to BCC with a favorable recommendation**Mover: Gimenez**Seconder: Heyman**Vote: 5-0**Absent: Edmonson*

3V

## 092428 Resolution

Carlos A. Gimenez

RESOLUTION ESTABLISHING POLICY OF LIMITING THE COMPENSATION OF MIAMI-DADE COUNTY EMPLOYEES TO NO MORE THAN THE COMPENSATION OF THE MAYOR

*Deferred to no date certain*

*Mover: Gimenez*

*Seconder: Martinez*

*Vote: 5-0*

*Absent: Edmonson*

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

*Commissioner Jordan noted the salaries of longstanding County employees could potentially exceed the salary of the Mayor. She expressed concern regarding the Commission limiting their salaries.*

*Commissioner Gimenez requested that this proposed resolution be deferred pending provisions that had not been included in the item as presented. He noted that the Mayor should be the highest paid employee and that any exceptions be presented to the Board of County Commissioners (BCC) for authorization.*

*Chairwoman Sorenson requested that Commissioner Gimenez consider whether existing employees salaries would need to be reduced since the BCC sets the Mayor's salary.*

*Commissioner Jordan noted the recently established compensation taskforce was interconnected with the foregoing proposed resolution and needed to be evaluated together. She also asked the Commission Auditor to prepare a report on the pay structures in other cities with strong mayor forms of government.*

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

3W

**092665 Resolution****Carlos A. Gimenez,****Joe A. Martinez**

RESOLUTION DIRECTING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO INCLUDE PROJECTED DEBT SERVICE SCHEDULES IN LEGISLATION REQUESTING APPROVAL FOR ISSUANCE OF BONDS AND/OR NOTES OR ENTERING INTO LOANS; AND FORMALIZING POLICY WITH RESPECT TO DEBT REFUNDINGS

*Forwarded to BCC with a favorable recommendation*

*Mover: Gimenez*

*Seconder: Martinez*

*Vote: 5-0*

*Absent: Edmonson*

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

*Commissioner Gimenez noted this proposed resolution provided useful information that would assist the County when it issued or refinanced bonds.*

*Chairwoman Sorenson indicated that precise details pertaining to the bond pricing was not available until the actual day of closing.*

*Commissioner Gimenez clarified that the foregoing proposed resolution did not request precise numbers and only required the County Administration to provide the best estimate of proposed market conditions, including information on both losses and gains.*

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

3X

**091933 Resolution****Barbara J. Jordan**

RESOLUTION DIRECTING COUNTY MAYOR AND MANAGER TO PROPOSE IN COLLECTIVE BARGAINING NEGOTIATIONS: (1) THE ADDITION OF TWO PAY STEPS TO THE BEGINNING OF THE PAY RANGE FOR EACH COUNTY CLASSIFICATION; AND (2) A FIVE PERCENT CAP ON INDIVIDUAL ANNUAL SALARY INCREASES BASED ON MERIT RAISES AND COST OF LIVING RAISES COMBINED

*Withdrawn*

3Y

**092310 Resolution** **Dennis C. Moss**  
 RESOLUTION REQUESTING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO FILE AN APPLICATION IN THE OCTOBER 2009-10 CYCLE APPLICATIONS TO AMEND THE COMPREHENSIVE DEVELOPMENT MASTER PLAN (CDMP) TO ALLOW DEVELOPMENT OF A THEME PARK, RESORT HOTEL, AND OTHER ENTERTAINMENT, RECREATIONAL, OR LODGING USES AND USES ANCILLARY THERETO ON PROPERTY ADJACENT TO THE MIAMI METROZOO ENTERTAINMENT AREA *Withdrawn*

3Z

**092838 Resolution** **Carlos A. Gimenez**  
 RESOLUTION DIRECTING COUNTY MAYOR OR MAYOR'S DESIGNEE TO INITIATE NEGOTIATIONS ON BEHALF OF MIAMI-DADE COUNTY WITH EACH COMMUNITY REDEVELOPMENT AGENCY WITHIN MIAMI-DADE COUNTY TO AMEND CURRENT INTERLOCAL AGREEMENTS TO HAVE NET SURPLUS TAX INCREMENT REVENUES RETAINED OR RETURNED TO MIAMI-DADE COUNTY, AND PROVIDE NEGOTIATED AMENDED INTERLOCAL AGREEMENTS TO BOARD FOR FINAL APPROVAL WITHIN SIXTY (60) DAYS FROM EFFECTIVE DATE OF RESOLUTION, OR, IF NEGOTIATIONS ARE INCOMPLETE, SUBMIT A WRITTEN REPORT TO BOARD REGARDING STATUS OF SUCH NEGOTIATIONS WITHIN SIXTY (60) DAYS FROM EFFECTIVE DATE OF THIS RESOLUTION *Forwarded to BCC with a favorable recommendation*  
*Mover: Gimenez*  
*Seconder: Martinez*  
*Vote: 5-0*  
*Absent: Edmonson*

3AA

**092842 Resolution** **Carlos A. Gimenez**  
 RESOLUTION REQUESTING THE MIAMI-DADE COUNTY PROPERTY APPRAISER TO PROVIDE THE BOARD OF COUNTY COMMISSIONERS WITH A REPORT AT THE END OF JANUARY 2010 DETAILING THE PROPERTY APPRAISER'S PRELIMINARY ESTIMATES FOR THE 2010 TAX ROLL *Forwarded to BCC with a favorable recommendation*  
*Mover: Gimenez*  
*Seconder: Martinez*  
*Vote: 5-0*  
*Absent: Edmonson*

## 4 DEPARTMENTS

4A

**092386 Resolution**

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 54.5 ACRES OF SOUTH DADE WETLANDS PROJECT WITHIN THE ENVIRONMENTALLY ENDANGERED LANDS PROGRAM ACQUISITION SITE WITH THE NATURE CONSERVANCY AS ASSIGNOR, MIAMI-DADE COUNTY AS ASSIGNEE AND BULLET CEMENT CORPORATION TRUSTEE AS SELLER FOR A PURCHASE PRICE OF \$218,000; WHICH MAY BE FUNDED FROM THE BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

*Forwarded to the BCC by the BCC Chairperson with a favorable recommendation*

*Mover: Martinez*

*Seconder: Heyman*

*Vote: 5-0*

*Absent: Edmonson*

**Report:** *Chairwoman Sorenson asked staff to prepare the appropriate memorandum requesting that the County Commission's Chairman waive the Committee's rules and allow the foregoing resolution to be heard at the November 3, 2009 County Commission meeting.*

4B

**092387 Resolution**

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 60.3 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 BULLET CEMENT CORPORATION AS SELLER FOR A PURCHASE PRICE OF \$241,200; WHICH MAY BE FUNDED FROM THE BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

*Forwarded to the BCC by the BCC Chairperson with a favorable recommendation*

*Mover: Martinez*

*Seconder: Heyman*

*Vote: 5-0*

*Absent: Edmonson*

**Report:** *Chairwoman Sorenson asked staff to prepare the appropriate memorandum requesting that the County Commission's Chairman waive the Committee's rules and allow the foregoing resolution to be heard at the November 3, 2009 County Commission meeting.*

4C

**092389 Resolution**

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 5 ACRES OF SOUTH DADE WETLANDS PROJECT WITHIN THE ENVIRONMENTALLY ENDANGERED LANDS PROGRAM ACQUISITION SITE WITH THE NATURE CONSERVANCY AS ASSIGNOR, MIAMI-DADE COUNTY AS ASSIGNEE AND CHARLOTTE B. HARVEY AS SELLER FOR A PURCHASE PRICE OF \$25,000; WHICH MAY BE FUNDED FROM THE BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

*Forwarded to the BCC by the BCC Chairperson with a favorable recommendation*

*Mover: Martinez*

*Seconder: Heyman*

*Vote: 5-0*

*Absent: Edmonson*

**Report:** *Chairwoman Sorenson asked staff to prepare the appropriate memorandum requesting that the County Commission's Chairman waive the Committee's rules and allow the foregoing resolution to be heard at the November 3, 2009 County Commission meeting.*

4D

**092569 Resolution**

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 9.72 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 INVERSIONES TUTO, S.A., AS SELLER FOR A PURCHASE PRICE OF \$96,500; WHICH MAY BE FUNDED FROM THE BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

*Forwarded to BCC with a favorable recommendation*

*Mover: Heyman*

*Seconder: Martinez*

*Vote: 5-0*

*Absent: Edmonson*

4E

**092256 Resolution**

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

*Forwarded to BCC with a favorable recommendation*

*Mover: Gimenez*

*Seconder: Heyman*

*Vote: 5-0*

*Absent: Edmonson*

4F

**092257 Resolution**

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

*Forwarded to BCC with a favorable recommendation*

*Mover: Gimenez*

*Seconder: Heyman*

*Vote: 5-0*

*Absent: Edmonson*

4G

**092372 Resolution**

RESOLUTION AUTHORIZING THE DISBURSEMENT OF \$800,000 FROM THE BISCAYNE BAY ENVIRONMENTAL ENHANCEMENT TRUST FUND TO CONDUCT WETLANDS RESTORATION ALONG THE OLETA RIVER AT MIAMI-DADE COUNTY'S HIGHLAND OAKS PARK THROUGH THE COUNTY'S BISCAYNE BAY RESTORATION AND ENHANCEMENT PROGRAM (Department of Environmental Resources Management)

*Withdrawn*

**Report:** *See Report Under Agenda Item 4G Amended, Legislative File No. 092981.*

4G AMENDED

**092981 Resolution**

RESOLUTION AUTHORIZING THE DISBURSEMENT OF \$800,000 FROM THE BISCAYNE BAY ENVIRONMENTAL ENHANCEMENT TRUST FUND TO CONDUCT WETLANDS RESTORATION ALONG THE OLETA RIVER AT MIAMI-DADE COUNTY'S HIGHLAND OAKS PARK THROUGH THE COUNTY'S BISCAYNE BAY RESTORATION AND ENHANCEMENT PROGRAM (SEE ORIGINAL ITEM UNDER FILE NO. 092372) (Department of Environmental Resources Management)

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

*Mover: Heyman*

*Seconder: Martinez*

*Vote: 5-0*

*Absent: Edmonson*

**Report:** *Assistant County Attorney Jess McCarty read the foregoing proposed resolution into the record. He noted the balance amount on handwritten page 1 of this proposed resolution should be amended to reflect \$1,727,000.*

*There being no questions or comments, the Committee proceeded to vote on this proposed resolution as amended.*

4H

**092698 Resolution**

RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR DELEGATION OF ENVIRONMENTAL RESOURCE PERMITTING AUTHORITY TO MIAMI-DADE COUNTY (Department of Environmental Resources Management)

*Forwarded to the BCC by the BCC Chairperson with a favorable recommendation*

*Mover: Heyman*

*Seconder: Jordan*

*Vote: 5-0*

*Absent: Edmonson*

**Report:** *Assistant County Attorney Jess McCarty noted the foregoing proposed resolution related to the execution of an agreement with the Florida Department of Environmental Protection on the issue of environmental resource permitting.*

*Mr. Joseph Goldstein, representing the Builders Association of South Florida, noted the Department of Environmental Resources Management had been addressing the Association's on-going concerns. He indicated that any unresolved issues would be presented to the Board of County Commissioners when this item was considered.*

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

*Chairwoman Sorenson asked staff to prepare the appropriate memorandum requesting that the County Commission's Chairman waive the Committee's rules and allow the foregoing resolution to be heard at the November 3, 2009 County Commission meeting.*

4I

**092699 Resolution**

RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT FOR DELEGATION OF ENVIRONMENTAL RESOURCE PERMITTING AUTHORITY TO MIAMI-DADE COUNTY (Department of Environmental Resources Management)

*Forwarded to the BCC by the BCC Chairperson with a favorable recommendation*

*Mover: Heyman*

*Seconder: Jordan*

*Vote: 5-0*

*Absent: Edmonson*

**Report:** *(See Report Under Agenda Item 4H, Legislative File No. 092698.)*

*Chairwoman Sorenson asked staff to prepare the appropriate memorandum requesting that the County Commission's Chairman waive the Committee's rules and allow the foregoing resolution to be heard at the November 3, 2009 County Commission meeting.*

4J

**092567 Resolution**

RESOLUTION RATIFYING THE MAYOR OR THE MAYOR'S DESIGNEE'S ACTION IN APPLYING FOR RECOVERY ACT (ARRA) UNITED STATES DEPARTMENT OF ENERGY, ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT PROGRAM (EECBG) FUNDS IN THE AMOUNT OF \$12,523,700; AUTHORIZING THE MAYOR OR THE MAYOR'S DESIGNEE TO RECEIVE, EXPEND, AND EXECUTE SUCH CONTRACTS, AGREEMENTS, AND MEMORANDA OF UNDERSTANDING, AND AMENDMENTS AFTER APPROVAL BY THE COUNTY ATTORNEY; AUTHORIZING THE MAYOR OR THE MAYOR'S DESIGNEE TO APPLY FOR, RECEIVE AND EXPEND ADDITIONAL FUNDS THAT MAY BECOME AVAILABLE (Office of Sustainability)

*Forwarded to the BCC by the BCC Chairperson with a favorable recommendation*

*Mover: Heyman*

*Seconder: Jordan*

*Vote: 5-0*

*Absent: Edmonson*

**Report:** *Chairwoman Sorenson asked staff to prepare the appropriate memorandum requesting that the County Commission's Chairman waive the Committee's rules and allow the foregoing resolution to be heard at the November 3, 2009 County Commission meeting.*

4K

**092661 Resolution**

RESOLUTION RATIFYING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE AWARD OF CONTRACTS UNDER FULL AND OPEN COMPETITION FOR THE PURCHASE OF GOODS AND SERVICES VALUED IN EXCESS OF \$100,000 AND UP TO \$1,000,000 EXECUTED DURING THE PERIOD OF APRIL 1, 2009 THROUGH JUNE 30, 2009

*Forwarded to BCC with a favorable recommendation*

*Mover: Jordan*

*Second: Heyman*

*Vote: 5-0*

*Absent: Edmonson*

(Procurement Management Department)

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

*Commissioner Heyman expressed concern regarding the County awarding contracts to vendors for products and services to companies that were not located in Miami-Dade County.*

*Ms. Miriam Singer, Director, Department of Procurement Management, noted that the County conducted a best and final offer process for vehicle purchases as a result of the applying local preference. Ms. Singer also noted that small business measures were applied, and that the company needed to be local in order to be considered a small business.*

*Commissioner Heyman noted that only two of the four vendors selected for pick-up truck contract awards were local companies. She inquired why all of the selected vendors were not local companies.*

*Ms. Singer said the decision was based upon the lowest price and in this instance, some were local and others were not. She explained that local preference allowed for solicitations up to \$1 million and if the local firm was within ten percentage points of the low bid, they would then proceed to a best and final offer process. Ms. Singer also noted that if a local firm was within five percent of the top bid in technical points, the local firm would move ahead of other companies and would move to the negotiation process.*

*Responding to Commissioner Martinez's inquiry regarding the Miami-Dade Aviation Department needing swimming pool chemicals, Ms. Singer explained that these chemicals were used for water fountains at the airport. She also noted that the reflective decals being purchased were for all*

*County vehicles and not only for the police department as indicated.*

*Commissioner Gimenez asked Ms. Singer to provide him with a report outlining the specifications for pick-up trucks used by the Miami-Dade Aviation Department and General Services Administration (GSA). He also asked Ms. Singer to provide him with a report reflecting the number and the amount of contracts awarded pursuant to this resolution in FY 2008-09, including those awarded to local and non-local firms.*

*Commissioner Martinez asked Ms. Singer to provide him with a report explaining why GSA was charging six-percent more than the hourly rate the County paid security guards.*

*Commissioner Martinez asked Assistant County Manager Alina Hudak to provide him with a report regarding the distribution of work on the Marlins Stadium to local business.*

*Commissioner Jordan asked Ms. Hudak to provide her with an updated report on small business development overall and the goal percentages broken down by prime contractors and subcontractors, the contract amounts, and the number of employees.*

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

4L

**092676 Resolution**

RESOLUTION AUTHORIZING AWARD OF COMPETITIVE CONTRACTS, CONTRACT MODIFICATIONS, AND COMPETITELY BID CONTRACTS OF OTHER GOVERNMENTAL ENTITIES, AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE, TO EXERCISE OPTIONS-TO-RENEW ESTABLISHED THEREUNDER FOR THE PURCHASE OF GOODS AND SERVICES, BID REJECTIONS, AND AUTHORIZES THE USE OF CHARTER COUNTY TRANSIT SYSTEM SURTAX FUNDS (Procurement Management Department)

***Withdrawn***

**Report:** *See 4L Substitute (Legislative File No. 092844)*

4L SUB

**092844 Resolution**

RESOLUTION AUTHORIZING AWARD OF COMPETITIVE CONTRACTS, CONTRACT MODIFICATIONS, AND COMPETITIVELY BID CONTRACTS OF OTHER GOVERNMENTAL ENTITIES, AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE, TO EXERCISE OPTIONS-TO-RENEW ESTABLISHED THEREUNDER FOR THE PURCHASE OF GOODS AND SERVICES, BID REJECTIONS, AND AUTHORIZES THE USE OF CHARTER COUNTY TRANSIT SYSTEM SURTAX FUNDS [SEE ORIGINAL ITEM UNDER FILE NO. 092676] (Procurement Management Department)

*Withdrawn*

**Report:** *See 4L Substitute Amended (Legislative File No. 092911).*

4L SUB Amended

**092911 Resolution**

RESOLUTION AUTHORIZING AWARD OF COMPETITIVE CONTRACTS, CONTRACT MODIFICATIONS, AND COMPETITIVELY BID CONTRACTS OF OTHER GOVERNMENTAL ENTITIES, AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE, TO EXERCISE OPTIONS-TO-RENEW ESTABLISHED THEREUNDER FOR THE PURCHASE OF GOODS AND SERVICES, BID REJECTIONS, AND AUTHORIZES THE USE OF CHARTER COUNTY TRANSIT SYSTEM SURTAX FUNDS [SEE ORIGINAL ITEM UNDER FILE NOS. 092676 & 092844] (Procurement Management Department)

*Forwarded to the BCC by the BCC Chairperson with favorable recommendation with committee amendments*

*Mover: Heyman*

*Seconded: Jordan*

*Vote: 5-0*

*Absent: Edmonson*

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

*It was moved by Commissioner Heyman that this proposed resolution be forwarded to the County Commission with Committee amendments to reflect an additional allocation of \$448,000 (\$128,000 from the Miami-Dade Police Department and \$320,000 from the Miami-Dade Corrections and Rehabilitation Department) on handwritten page 3 of the County Manager's memorandum similar to the information noted on handwritten page 29 of the resolution. This motion was seconded by Commissioner Jordan, and upon being put to a vote, passed by a vote of 5-0 (Commissioner Edmonson was absent).*

*Chairwoman Sorenson asked staff to prepare the appropriate memorandum requesting that the County Commission's Chairman waive the Committee's rules and allow the foregoing resolution to be heard at the November 3, 2009 County Commission meeting.*

4M

**092677 Resolution**

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

*Forwarded to the BCC by the BCC Chairperson with a favorable recommendation*

*Mover: Heyman*

*Seconder: Jordan*

*Vote: 4-1*

*No: Martinez*

*Absent: Edmonson*

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

*It was moved by Commissioner Heyman that this proposed resolution be forwarded to the County Commission with a favorable recommendation. This motion was seconded by Commissioner Jordan and upon being put to a vote, passed by a vote of 5-0 (Commissioner Edmonson was absent). Commissioner Martinez requested that the Committee reconsider this item to address some questions.*

*It was moved by Commissioner Heyman that this proposed resolution be reconsidered. This motion was seconded by Commissioner Jordan, and upon being put to a vote, passed by a vote of 5-0 (Commissioner Edmonson was absent).*

*In response to Commissioner Martinez's inquiry regarding the availability of another service provider for this recommended contract, Ms. Miriam Singer, Director, Department of Procurement Management, noted a proprietary system was required by the department. She said that market research identified the recommended provider as the only firm in the marketplace that provided this system. Ms. Singer indicated that the market research report would be provided to Commissioner Martinez prior to this item coming before the Board of County Commissioners.*

*Commissioner Martinez noted he believed that other companies were capable of performing these services and that the bid was written in a manner where only a single provider could bid.*

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

*Chairwoman Sorenson asked staff to prepare the appropriate memorandum requesting that the*

*County Commission's Chairman waive the Committee's rules and allow the foregoing resolution to be heard at the November 3, 2009 County Commission meeting.*

4N

**092626 Resolution**

RESOLUTION ADOPTING THE MIAMI-DADE COUNTY AESTHETICS MASTER PLAN (SEE AGENDA ITEM NO. 1E2) (Public Works Department)

*Forwarded to BCC with a favorable recommendation*

*Mover: Heyman*

*Seconder: Martinez*

*Vote: 4-0*

*Absent: Jordan, Edmonson*

4O

**092799 Resolution**

RESOLUTION AUTHORIZING TRANSFER OF NOT TO EXCEED \$10 MILLION INTO THIRD PARTY ESCROW OR TRUST ACCOUNT FOR POSTING ADDITIONAL COLLATERAL IN STEPHEN P. CLARK CENTER LEVERAGED LEASE; AND AUTHORIZING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE ALL AGREEMENTS EFFECTUATING SAID TRANSFER (Finance Department)

*Withdrawn*

**Report:** *See 4O Substitute (Legislative File No. 092893)*

4O SUB

**092893 Resolution**

RESOLUTION AUTHORIZING TRANSFER OF NOT TO EXCEED \$10 MILLION INTO THIRD PARTY ESCROW OR TRUST ACCOUNT FOR POSTING ADDITIONAL COLLATERAL IN STEPHEN P. CLARK CENTER LEVERAGED LEASE; AND AUTHORIZING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE ALL AGREEMENTS EFFECTUATING SAID TRANSFER [SEE ORIGINAL ITEM UNDER FILE NO. 092799][SEE AMENDED ITEM UNDER FILE NO. 092912] (Finance Department)

*Withdrawn*

**Report:** *See 4O Sub Amended (Legislative File No. 092912).*

40 SUB Amended

**092912 Resolution**

RESOLUTION AUTHORIZING TRANSFER OF NOT TO EXCEED \$10 MILLION INTO THIRD PARTY ESCROW OR TRUST ACCOUNT FOR POSTING ADDITIONAL COLLATERAL IN STEPHEN P. CLARK CENTER LEVERAGED LEASE; AND AUTHORIZING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE ALL AGREEMENTS EFFECTUATING SAID TRANSFER [SEE ORIGINAL ITEMS UNDER FILE NO. 092893, 092799] (Finance Department)

*Forwarded to the BCC by the BCC Chairperson with favorable recommendation with committee amendments*

*Mover: Heyman*

*Seconder: Jordan*

*Vote: 5-0*

*Absent: Edmonson*

**Report:** *Assistant County Attorney Jess McCarty read the foregoing proposed resolution into the record. He noted that several amendments would be read into the record prior to the vote.*

*In response to Commissioner Martinez's inquiry regarding the County using the General Fund as the source for the collateral transfer, Mr. Howard Piper, Special Assistant to the County Manager, noted that a correction to a scrivener's error would be read into the record to reflect that the funding source for the transfer would be the "investment securities account" and it would not impact the emergency accounting reserves.*

*Commissioner Martinez questioned whether the interest from investment securities was currently in the General Fund or in another account.*

*Mr. Piper noted the County maintained investments for cash management through several different sources. He said the County would only earmark the funds, not appropriate them, to provide the bank with confidence that the County had the ability to perform its obligation.*

*Commissioner Martinez noted the County had pledged these funds irregardless of whether they had been deposited in an account. He questioned whether the County could withdraw \$10 million from the General Fund after the difficulty to balance the budget and close the deficit.*

*Mr. Piper clarified that money would not be taken from the General Fund. He noted that other investments were available that the County used to manage its cash flow requirements. Mr. Piper noted that one or more of those investment vehicles would be earmarked and pledged as collateral to cover the gap.*

*In response to Commissioner Martinez' inquiry regarding the funding source if the bank called for additional collateral, Mr. Piper noted provisions were included for the County to use other investments to cover the call.*

*Chairwoman Sorenson asked Mr. Carter Hammer, Director, Finance Department, to explain the available options.*

*Mr. Hammer noted the County had three options:*

*First, the County could replace the current insurer, AMBAC Capital Funding (Ambac), with another insurer. Mr. Hammer explained that the County would have to break its Guaranteed Investment Contract (GIC), which would cost the County \$10.5 million. He noted that this contract earned six-percent interest and that the County would reinvest the funds at lower interest rates that would represent an approximate loss of \$7 million. Mr. Hammer indicated the cost to secure a new agreement to replace the current insurer would be more than \$20 million.*

*Second, the County could do nothing and allow Rabo Bank to terminate the transaction. Mr. Hammer said the termination value was \$52 million with a \$45 million present value. He noted that after attorney's fees and termination fees, the County would pay approximately \$20 million.*

*Third, the County could post the \$10 million collateral that Rabo Bank requested for additional security due to Ambac's downgrade.*

*Mr. Hammer noted the County had \$1.27 billion in the Treasurer's fund as of September 30, 2009. He said that Rabo Bank had authorized the County to place up to \$10 million as collateral from its Fannie Mae investment that matured in 2011. Mr. Hammer noted the collateral would be held in trust for the County.*

*Commissioner Gimenez noted that the County would have to make a budget adjustment should a call be made on the \$10 million investment. He questioned what specific funding source the County would use.*

*Ms. Jennifer Glazer-Moon, Director, Office of Strategic Business Management, responded that the Board would need to approve an appropriation from the General Fund. She noted*

that she did not currently anticipate a call on the investment, and that the method of remediation described was not needed at this time. Ms. Glazer-Moon said that this proposed resolution addressed the transaction related to the Lease/Leaseback Arrangement providing cash as collateral with no appropriation necessary.

In response to Commissioner Gimenez' inquiry about costs associated with the letter of credit to be negotiated by the County Mayor with Rabo Bank, Mr. Hammer noted that Rabo Bank had requested a letter of credit for the full \$52 million termination value which would cost between \$800,000 and \$1 million annually. He said the intent of this proposal was to negotiate alternative terms for the letter of credit based upon decreasing collateral values that would cost less money.

Commissioner Gimenez noted he did not support that the County Commission delegate its authority to negotiate the \$10 million letter of credit. He suggested that the County Administration negotiate these terms and return to the Committee with the details.

Mr. Piper responded that Commissioner Gimenez' suggestion would be acceptable.

Commissioner Heyman noted she was advised the County would place \$10 million from the General Fund in an escrow/trust account and would designate it for a certain use that could not be accessed for any other purpose.

Mr. Hammer responded that the County had the \$10 million available in the investment pool that would be maintained in a separate third party account.

Ms. Glazer-Moon clarified the \$10 million was part of the County's available pool of cash, and it would not come from the General Fund. She said the source of these funds would be determined after it became necessary to appropriate funding.

Commissioner Heyman noted she was advised the \$10 million needed to be placed into a separate account to safeguard the County from changes in bond ratings and other compliance issues. She noted that the vote on the foregoing proposed resolution would accomplish this goal and inquired about the current source of funding for the escrow account being requested.

Assistant County Attorney David Hope responded that this proposed resolution was a safeguard for the County. He noted that money from an existing investment would be placed in a trust account. Mr. Hope said that the County needed to appropriate replacement funds for the investment portfolio should the investment be called at some time in the future.

Commissioner Heyman noted that the money existed in an investment pool; that it would not affect any other services; and that the General Fund would not be impacted. She said that the County would segregate money into a trust account that could only be used to protect the County's investment and bond rating.

Commissioner Martinez noted a pledge was different than a collateral, and that in this proposed resolution the County would take money from the investment fund pool, and place it into an interest bearing bank account as collateral. He pointed out that the County would not be able to access the money, which made these monies equivalent to an appropriation from the investment pool.

In response to Commissioner Martinez's inquiry about alternative uses for funds in the investment pool, Assistant County Attorney Hope responded that these funds could probably be used for any lawful purpose.

Ms. Glazer-Moon also responded that the County had over \$1 billion in its available daily cash portfolio. She noted the Finance Director was responsible to maximize interest revenue on these funds that was incorporated into the annual budget. Ms. Glazer-Moon noted that the County could place the \$10 million as collateral and continue to manage its daily cash flow and meet its obligations.

Commissioner Martinez inquired about alternative potential uses for the \$10 million and/or interest generated should it not be required to be placed as collateral.

Ms. Glazer-Moon noted that revenue was already included in the budget and that the proposed action would not change anticipated revenues or expenditures.

Commissioner Martinez asked Ms. Glazer-Moon

to meet with him to discuss this proposed resolution before it was presented to the Board of County Commissioners for approval.

Mr. Hammer confirmed that interest income on the \$10 million held in collateral would be paid to the County.

In response to Commissioner Gimenez' inquiry, Ms. Glazer-Moon noted that should a call be made, a General Fund appropriation would be necessary.

Commissioner Gimenez noted that this proposed resolution would eliminate the need to immediately spend \$17 million from the General Fund.

Assistant County Attorney David Hope advised that this proposed resolution should be amended as follows:

~ Handwritten page 1, the underlined first paragraph beginning with "This substitute differs from the original, the words "in the General Fund" in the second line were deleted;

~ Handwritten page 1, under "Recommendation" the following sentence would be deleted:

"Further authorization is being requested for the County Mayor or his designee to negotiate with Rabo Bank, after posting the additional collateral, for the substitution of the additional collateral with a letter of credit or similar credit instruments and to do all things necessary to procure these."

~ Handwritten page 7, the last sentence in the body of the resolution "Additionally, the Board further authorizes . . . and enter into a letter of credit or similar credit instrument" would be deleted.

~ Handwritten page 2, the first paragraph beginning with "The additional collateral will be supported..." the words "in the General Fund" were deleted; and

~ Handwritten page 2, second paragraph, the last sentence should read "In the event the additional collateral must be liquidated prior to the early buyout date, the County will need to make appropriations," and the remainder of this sentence was deleted.

There being no further questions or comments, the Committee proceeded to vote on this proposed resolution as amended.

Chairwoman Sorenson asked staff to prepare the

*appropriate memorandum requesting that the County Commission's Chairman waive the Committee's rules and allow the foregoing resolution to be heard at the November 3, 2009 County Commission meeting.*

**5 COUNTY MANAGER**

**6 CLERK OF THE BOARD**

6A

**092444 Report**

CLERK'S SUMMARY OF MEETING MINUTES FOR  
BUDGET, PLANNING & SUSTAINABILITY COMMITTEE  
MEETING FOR: JULY 14, 2009 (Clerk of the Board)

*Approved*  
*Mover: Martinez*  
*Seconder: Jordan*  
*Vote: 5-0*  
*Absent: Edmonson*

**7 COUNTY ATTORNEY**

**8 REPORTS**

8A

**092824 Report**

UPDATE REPORT FROM THE CLIMATE CHANGE  
ADVISORY TASK FORCE (County Manager)

**Report Received**  
**Mover: Martinez**  
**Seconder: Heyman**  
**Vote: 5-0**  
**Absent: Edmonson**

**Report:** *Chairwoman Sorenson invited Mr. Harvey Ruvin, Clerk of the Courts, to present the Climate Change Advisory Task Force report.*

*Mr. Ruvin noted today's report was an interim report of the Task Force from over 35 sub-committee meetings during the previous year. He explained that the recommendations were in draft form due to difficulties in obtaining a quorum of the Task Force Steering Committee. Mr. Ruvin indicated that the County adopted major steps by enhancing the Office of Sustainability under the direction of Ms. Susanne Torriente and implementing the recommendations that were approved on Earth Day 2008. He noted that the community goal was to achieve a 20-percent reduction of emissions by the year 2020 and an 80-percent reduction by the year 2050.*

*Mr. Ruvin said the County had begun making planning decisions with climate as a factor. He noted the Task Force had been an impetus for the region with Broward, Palm Beach and Monroe Counties following Dade County's example. Mr. Ruvin indicated that Commissioner Sorenson was a speaker at a recent regional conference attended by local government and industry representatives.*

*Mr. Ruvin indicated that the global focus was now on the upcoming meeting in Copenhagen, Denmark where a new treaty to replace the Kyoto Protocol was scheduled for adoption. He noted that although the United States (US) had not ratified the Protocol, it now appeared to be taking a more a positive and progressive role in climate change initiatives. Mr. Ruvin said the Senate was now proceeding with approval of a Cap and Trade Bill similar to the one passed by the House of Representatives. He noted that President Obama could tip the balance toward future progress by announcing the US's commitment to climate change at the Copenhagen meeting if this legislation was enacted in time.*

*Mr. Ruvin noted that Miami-Dade County was a*

*founding member of the International Council for Local Environmental Initiatives (ICLEI) and that this organization would be present at the Copenhagen meeting. He also said that city and county governments were a growing movement that was actively participating in communication and adaptation. Mr. Ruvin said the Task Force was a countrywide model showing that adaptation was achievable.*

*Mr. Ruvin noted a Task Force meeting was scheduled for later in the month and mentioned that a report would be presented prior to the end of 2009 that would include fifteen new recommendations.*

*Chairwoman Sorenson noted that the County was the largest urbanized area and among one of the top ten communities in the world that would be affected by climate change.*

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

**ADJOURNMENT**

  
\_\_\_\_\_  
Katy Sorenson, Chair