Miami-Dade County Board of County Commissioners

Office of the Commission Auditor

Board of County Commissioners Meeting

November 19, 2013
9:30 A.M.
Commission Chamber

Research Division

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Board of County Commissioners
November 19, 2013 Meeting
Research Notes

Item No.	Research Notes
4A **132252**	ORDINANCE RELATING TO THE RULES OF PROCEDURE OF THE BOARD OF COUNTY COMMISSIONERS; AMENDING SECTION 2-1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA TO REQUIRE A SEPARATE VOTE FOR APPROVAL OF EACH MILLAGE RATE LEVIED BY THE COUNTY AT THE TIME THE BOARD CONSIDERS THE MILLAGE RATES TO BE INCLUDED IN THE TRUTH IN MILLAGE (TRIM) NOTICE TO TAXPAYERS AND APPROVAL OF MILLAGE RATES AT ITS ANNUAL PUBLIC BUDGET HEARINGS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE
Notes	The proposed ordinance relating to the Rules of Procedure of the Board of County Commissioners (BCC) amends Section 2-1 of the Miami-Dade County Code providing for the following: • The Board will adopt its proposed millage rates for use in the preparation of the Truth in Millage (TRIM) notice of proposed property taxes by separate resolution for each of the following rates: Countywide General Fund; Unincorporated Municipal Service Area; Miami-Dade Fire and Rescue Service District for operating purposes; Miami-Dade Library System for operating purposes; Countywide bonded debt service; and Miami-Dade Fire and Rescue Service District bonded debt service. • The date, time, and place at which the annual public hearings are scheduled will be approved by motion or in a separate resolution adopted by the Board. • The Board will adopt millage rates at the first and second budget hearing by a separate vote for each millage rate. The Board's adoption of each proposed millage rate at the first budget hearing and each final millage rate at the second budget hearing will be by separate ordinance for each of the following millage rates: Countywide General Fund; Unincorporated Municipal Service Area; Miami-Dade Fire and Rescue Service District millage for operating purposes; Miami-Dade Library System millage for operating purposes; Countywide bonded debt service; and Miami-Dade Fire and Rescue Service District bonded debt service.
4B **132214**	ORDINANCE AMENDING CHAPTER 31, ARTICLE VI OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, REGULATING FOR--HIRE LIMOUSINES; AMENDING DEFINITIONS OF DIRECTOR, CSD, LIMOUSINE, LUXURY LIMOUSINE SEDAN AND PRE-ARRANGED; DEFINING ELECTRONIC DISPATCH SERVICE; AMENDING PROVISIONS REGARDING THE ADVERTISEMENT OF LIMOUSINE SERVICES; REQUIRING THAT ENTITIES AND OPERATORS THAT ELECTRONICALLY DISPATCH FOR-HIRE LIMOUSINES MAINTAIN A WEBSITE AND ONLY DISPATCH PROPERLY LICENSED LIMOUSINES AND REGISTERED CHAUFFEURS; AMENDING RULES OF OPERATION; AUTHORIZING LOTTERIES IN 2014 AND 2015 FOR THE ISSUANCE OF SPECIFIED NUMBER OF FOR-HIRE LUXURY LIMOUSINE SEDAN LICENSES; AMENDING PROVISIONS RELATING TO TRANSFER AND DISTRIBUTION OF FOR-HIRE LUXURY LIMOUSINE SEDAN LICENSES; LIMITING PARTICIPATION IN LOTTERIES TO SPECIFIED INDIVIDUALS; AMENDING REQUIREMENTS REGARDING LIMOUSINE RATES; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE
Notes	The proposed ordinance, relating to the regulation of for-hire limousines, amends Chapter 31, Article VI of the Code of Miami-Dade County (Code), does the following: • Amends the definitions of director, CSD, limousine, luxury limousine sedan and pre-arranged; • Defines electronic dispatch service; • Amends provisions regarding the advertisement of limousine services; • Requires that entities and operators that electronically dispatch for-hire limousines maintain a website and only dispatch properly licensed limousines and registered chauffeurs; • Amends rules of operation; • Authorizes lotteries in 2014 and 2015 for the issuance of specified number of for-hire luxury limousine sedan licenses; • Amends provisions relating to transfer and distribution of for-hire luxury limousine sedan licenses; • Limits participation in lotteries to specified individuals; and • Amends requirements regarding limousine rates.

Comparison of Current Limousine Regulations and Proposed Amendments
Miami-Dade County Code Chapter 31, Article VI.

Section of Code	Current Code	Proposed Amendments *Bold refers to proposed amendments.*	Notes
Sec. 31-601(k) ***Definition for CSD.***	*CSD* means the Miami-Dade County Consumer Services Department.	*CSD* means the Miami-Dade County Consumer Services Department**, the Regulatory and Economic Resources Department or successor department.**	*Amends the definitions of director, CSD, limousine, luxury limousine sedan and pre-arranged.*
Sec. 31-601(l) ***Definition for Director.***	*Director* means the CSD director or the director's designee.	*Director* means the CSD**, the Regulatory and Economic Resources Department, or successor department director or designee.**	
Sec. 31-601(u) ***Definition for Limousine.***	*Limousine* means a "luxury limousine sedan," a "stretch limousine," a "super-stretch limousine," an "ancient limousine," an "antique limousine," or a "collectible limousine" and which provides service on a pre-arranged basis only, which is dispatched by its central business location.	*Limousine* means a "luxury limousine sedan," **a "luxury sedan,"** a "stretch limousine," a "super-stretch limousine," an "ancient limousine," an "antique limousine," or a "collectible limousine" and which provides service on a pre-arranged basis only, which is dispatched by its central business location **or electronically.**	*Amends the definition of pre-arranged or pre-arrange to include electronic reservations.*
Sec. 31-601(v)	*Luxury limousine sedan or luxury sedan*	*Luxury limousine sedan or luxury sedan* means	*Removes the*

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	Definition for Luxury Limousine Sedan or Luxury Sedan.	means a luxury, non-metered vehicle of a wheelbase size smaller than a stretch limousine, as defined by CSD.	a luxury, non-metered vehicle**, which is not a taxicab,** of a wheelbase size smaller than a stretch limousine, as defined by **the Regulatory and Economic Resources Department or successor department.**	*requirement that the reservation be made at least one hour in advance.*
	Sec. 31-601(bb) ***Definition for Pre-Arranged, Pre-Arrange, or Pre-Arrangement.***	*Pre-arranged* or *pre-arrange* means a written or telephone reservation made ***at least one hour*** in advance by the person requesting service ***at the place of business of the for-hire license holder for the provision of limousine service for a specified period of time***.	*Pre-arranged****, pre-arrange****, or pre-arrangement*** means a written**, electronic** or telephone reservation in advance by the person requesting **limousine** service.	*Adds a new definition, electronic dispatch service, to the definition section of Article VI.*
	Sec. 31-601(mm) ***Definition for Electronic Dispatch Service.***	**Electronic dispatch service means a service that connects a passenger to a duly licensed for-hire limousine via advanced reservation through a computer, mobile phone application, text, e-mail, web-based reservation or other similar software-based technologies that may be developed in the future.**		
	Sec. 31-602(a) ***For-Hire Limousine Licenses – Prohibition Against Unauthorized Operations.***	**Notwithstanding any provision to the contrary, a for-hire limousine license holder may enter into a contract with a third party to provide electronic dispatch services for properly licensed for-hire limousine services, and that entity may advertise the provision of properly licensed and permitted limousines utilizing registered chauffeurs in compliance with Chapter 31 of the Code. Any entity or operator that provides electronic dispatch services may only dispatch properly licensed and permitted limousines utilizing registered chauffeurs in compliance with Chapter 31 of the Code, and shall maintain a website which shall contain information on the method of fare calculation, the rates and fees charged and provide a customer service telephone number or e-mail address.**		*Requires that entities and operators that electronically dispatch for-hire limousines maintain a website and only dispatch properly licensed limousines and registered chauffeurs.*
	Sec. 31-602(b)(2) ***For-Hire Limousine Licenses – Out of County Origin Exception.***	*Out-of County origin exception.* Nothing in this article shall be construed to prohibit discharge within Miami-Dade County of any passenger lawfully picked up in another County and lawfully transported into Miami-Dade County. Notwithstanding any provision to the contrary, …; and (2) A limousine from another county may pick up a passenger at either the Miami International Airport (MIA) or the ***Miami-Dade Seaport*** (Seaport) and transport said passenger directly to the limousine's county of origin as long as the transportation is part of a pre-arranged one-way continuous fare pursuant to a written contract, the passenger arrived at either the MIA or the Seaport, the limousine has complied with all of the regulatory requirements of the other county and the county where the passenger is picked up has adopted a similar provision. ***Pre-arranged means a written or telephone reservation made at least one hour in advance by the person requesting service at the place of business of the for-hire license holder for the provision of limousine service for a specified period of time.*** Any limousine that picks up or discharges passengers at either the MIA or the Seaport shall meet the MIA and the Seaport limousine requirements. A copy of the contract shall be in the possession of the chauffeur at all times and shall be made available to enforcement personnel upon request.	*Out-of County origin exception.* Nothing in this article shall be construed to prohibit discharge within Miami-Dade County of any passenger lawfully picked up in another County and lawfully transported into Miami-Dade County. Notwithstanding any provision to the contrary,…; and (2) A limousine from another county may pick up a passenger at either the Miami International Airport (MIA) or the **Port of Miami** (Seaport) and transport said passenger directly to the limousine's county of origin as long as the transportation is part of a pre-arranged one-way continuous fare pursuant to a written contract, the passenger arrived at either the MIA or the Seaport, the limousine has complied with all of the regulatory requirements of the other county and the county where the passenger is picked up has adopted a similar provision. Any limousine that picks up or discharges passengers at either the MIA or the Seaport shall meet the MIA and the Seaport limousine requirements. A copy of the contract shall be in the possession of the chauffeur at all times and shall be made available to enforcement personnel upon request.	*Removes the following language: Pre-arranged means a written or telephone reservation made at least one hour in advance by the person requesting service at the place of business of the for-hire license holder for the provision of limousine service for a specified period of time.* *Updates the name of Seaport.*

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	Sec. 31-602(k)(22) ***Rules of Operation.***	Not allow a driver to solicit or pick up passengers other than by prearrangement ***through a person located at the limousine license holder's place of business***;	Not allow a driver to solicit or pick up passengers other than by prearrangement;	*Amends rules of operation by removing language that refers to prearrangement through a person located at the limousine license holder's place of business.*
	Sec. 31-602(n) ***For-Hire Limousine Licenses.***	Any limousine luxury sedan license issued pursuant to Section 31-603***(c)(ii)—(v)*** shall not be assigned, sold or transferred for a period of five (5) years from the date of issuance, except upon: (1) the sale of the luxury sedan license holder's business within the five-year period; (2) the sale of shares or the corporation or partnership as provided in this subsection; or (3) the transfer of all for-hire luxury sedan licenses by an individual to a person as defined in Section 31-601. No transfer shall be approved that results in a license holder holding or controlling more than thirty (30) percent of the total number of luxury limousine sedan licenses issued by the County. Appeals of the Director's decision shall be made pursuant to the requirements of this Chapter.	Any limousine luxury sedan license issued pursuant to Section 31-603 shall not be assigned, sold or transferred for a period of five (5) years from the date of issuance, except upon: (1) the sale of the luxury sedan license holder's business within the five-year period; (2) the sale of shares or the corporation or partnership as provided in this subsection; or (3) the transfer of all for-hire luxury sedan licenses by an individual to a person as defined in Section 31-601. No transfer shall be approved that results in a license holder holding or controlling more than thirty (30) percent of the total number of luxury limousine sedan licenses issued by the County. Appeals of the Director's decision shall be made pursuant to the requirements of this Chapter. **Notwithstanding the foregoing, any luxury limousine sedan license issued by lottery in 2014 and 2015 shall not be assigned, sold or transferred.**	*Amends provisions relating to transfer and distribution of for-hire luxury limousine sedan licenses.*
	Sec. 31-603(a)(i) ***Rules for Governing the Distribution of Luxury Limousine Sedan For-Hire Licenses.***	Upon the effective date of this **article**, the director shall be authorized to issue the number of luxury limousine sedan for-hire licenses pursuant to ***subsections (c)(i), (ii), (iii) and (iv)***. In 2006, 2007 and 2008, the director shall be authorized to issue forty-two (42) luxury limousine sedan licenses each calendar year. The CSD director shall administratively issue such licenses pursuant to the provisions of ***this*** section.	Upon the effective date of this **ordinance**, the director shall be authorized to issue the number of luxury limousine sedan for-hire licenses pursuant to **this** subsection. In 2006, 2007 and 2008, the director shall be authorized to issue forty-two (42) luxury limousine sedan licenses each calendar year. **In 2014 and 2015, the director shall issue two hundred (200) luxury limousine sedan licenses each calendar year.** The CSD director shall administratively issue such licenses pursuant to the provisions of **sub**section **(b)**.	*Authorizes the issuance of 200 luxury limousine sedan licenses in 2014 and 2015.*
	Sec. 31-603(b)(v) and (vi) ***Method for Distribution of New Luxury Limousine Sedan For-Hire Licenses.***	*N/A*	**(v) The additional two hundred (200) luxury limousine sedan for-hire licenses required to be issued in the years 2014 and 2015 shall be issued to applicants who meet the requirements of Section 31-602 and Section 603, and shall be distributed as follows:** **1) One half (1/2) to holders of a current and valid Miami-Dade County limousine chauffeur's registration for at least two (2) years; and** **2) One half (1/2) to holders of a current and valid Miami-Dade County taxicab chauffeur's registration for at least two (2) years;** **(vi) No lottery applicant may apply for more than one (1) luxury limousine sedan license.**	*Provides new subsection limiting participation in lotteries to specified individuals.*
	Sec. 31-603(c)(v) and	(v) If, in the future, additional luxury limousine sedan for-hire licenses are	*Subsections are removed from the Code.*	*Removes subsections of the current Code*

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(vi) ***Conditions for Initial Issuance of Luxury Limousine Sedan Licenses.***	to be issued, all applicants must meet the requirements of Section 31-602 and Section 603 and, shall be distributed as follows: 1) Two-thirds (2/3) to holders of a current and valid limousine for-hire license; and 2) One-third (1/3) to applicants who are not holders of current and valid limousine for-hire license. (vi) No lottery applicant may apply for more than ten (10) luxury limousine sedan licenses.		*that are in conflict with proposed amendments.*
Sec. 31-604 ***Establishing Limousine Rates.***	*N/A*	**(a) Rates for limousines operating in Miami-Dade County shall be established by the for-hire limousine license holder and/or electronic dispatch service provider. There shall be no minimum time requirements for limousines. Notwithstanding the foregoing, a for-hire limousine license holder or electronic dispatch service provider may charge no less than twenty-four dollars ($24) per trip regardless of the length of the limousine trip. Minimum rates may be amended by resolution adopted by the Board of County Commissioners.** **(b) Prior to booking a vehicle, the fare calculation method, the applicable rates being charged, and the option for an estimated fare must be available to the customer. Upon completion of a trip, the customer shall receive a paper or electronic receipt that lists the origination and destination of the trip, the total distance and time of the trip, and a breakdown of the total fare paid, including fees and gratuity, if any.**	*Amends requirements regarding minimum limousine rates.*
Sec. 31-615(c) ***Advertisement of For-Hire Services.***	No person shall advertise a rate or fare ***other than the rate or fare*** approved pursuant to Section 31-604.	No person shall advertise a **minimum** rate or fare **lower than the minimum rate or fare** approved pursuant to Section 31-604.	*Amends provisions regarding the advertisement of limousine services.*

4C **132250**	ORDINANCE PERTAINING TO BOUNDARY CHANGE PROCEDURES; AMENDING SECTIONS 20-3 AND 20-4 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA TO PROVIDE THAT PETITIONS FOR BOUNDARY CHANGES SHALL REQUIRE CONSENT OF TWENTY PERCENT OF REGISTERED ELECTORS IN THE AREA PROPOSED TO BE ANNEXED; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE
Notes	The proposed ordinance, pertaining to boundary change procedures, amends Sections 20-3 and 20-4 of the Code of Miami-Dade County (Code), to provide that petitions for boundary changes require consent of twenty percent (20%) of registered electors in the area proposed to be annexed. **Additional Information** On November 6, 2012, the Miami-Dade electorate approved the ballot question for a Charter amendment pertaining to changes in municipal boundaries and creation of new municipalities by 53.03 percent (344,621 votes). The question appeared on the ballot as follows: *SHALL THE CHARTER BE AMENDED TO:* • *REQUIRE THE COUNTY COMMISSION TO CONSIDER THE BENEFITS OF ANY PROPOSED ANNEXATION OF COMMERCIAL AREAS, WHEN APPROVING OR AUTHORIZING AN ANNEXATION* • *ESTABLISH ALTERNATIVE PROCEDURE FOR CREATION OF NEW MUNICIPALITIES IN UNINCORPORATED AREAS OF THE COUNTY BY PETITION WHICH PROVIDES CONDITIONS FOR CREATION OF NEW MUNICIPALITIES AND A SINGLE ELECTION TO APPROVE THE CREATION OF A NEW MUNICIPALITY AND APPROVE ITS CHARTER, INSTEAD OF TWO ELECTIONS FOR THESE PURPOSES?*

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	On November 20, 2012, under Resolution No. 983-12, the BCC created the Annexation and Incorporation Task Force (Task Force) to review pending annexation and incorporation proposals and to make recommendations by May 19, 2013 (extended to September 30, 2013 under Resolution No. 379-13), on how the County should proceed to address the remainder of the unincorporated communities.

The County Mayor's memo dated April 1, 2013, titled, *Municipal Incorporation and Annexation*, included general recommendations for the Task Force. Under Annexation Recommendations the Mayor suggested the following:

> ***Petition Requirements***
> *The County Code requires that annexations initiated by a municipality obtain a petition of 25 percent of residents in the annexing area. However, last November, voters approved a change to the County Charter that lowered the requirement to 20 percent petition. The annexation petition requirement should be lowered to 20 percent to mirror the County Charter change approved by the voters.*

Subsequently, the Task Force Final Report dated September 11, 2013 included the following recommendation:

> ***Recommendation 5***
> *That the County Charter and Code be amended to allow areas with over 15,000 people to obtain a lower number of petitions for incorporations based on a sliding scale to be determined.*
>
> *Background: On November 6, 2012, voters amended the County Charter which created the percentage of 20 percent for incorporation efforts. The Code requires a 25 percent petition in order to create a MAC. Currently, the Charter and County Code do not match.*
>
> *Motion Passed: 9-2*

Comparison of Current Boundary Change Regulations and Proposed Amendments
Miami-Dade County Code Sections 20-3 and 20-4.

Section of Code	Current Code	Proposed Amendments *Bold refers to proposed amendments.*	Notes
Sec. 20-3(H) ***Initiated by Governing Body of Municipality.***	A petition filed with the Clerk of the County Commission indicating the consent of ***twenty-five (25) percent plus one (1)*** of the electors in the area proposed for annexation provided however, no petition shall be required where the property proposed for annexation is vacant or where there are two hundred fifty (250) or less resident electors.	A petition filed with the Clerk of the County Commission indicating the consent of **twenty (20) percent** of the electors in the area proposed for annexation provided however, no petition shall be required where the property proposed for annexation is vacant or where there are two hundred fifty (250) or less resident electors.	*Provides that petitions for boundary changes will require consent of twenty percent of registered electors in the area proposed to be annexed.*

<u>Annexation of Commercial Areas</u>
The County Mayor's memo dated April 1, 2013, titled, *Municipal Incorporation and Annexation,* under Annexation Recommendations addressed commercial property owners that have no say if their property is being annexed. the Mayor suggested the following:

> ***Elections***
> *The County Code requires that annexations be put to a vote of the electorate if there are more than 250 resident electors or the area is developed with more than 50 percent residential.* ***The County Code makes no provision for the annexation of an area that is commercial.*** *One of the issues that the PAB has struggled with is that commercial property owners have no say if their property is being annexed.* ***Florida statutes provides that the annexation of commercial areas <u>without</u> electors requires the annexing municipality to obtain consent from 50 percent of the property owners in the annexation area if more than 70 percent of the area is owned by individuals, corporations or legal entities that are not registered electors. There should be a requirement that municipalities annexing commercial areas obtain a petition from 50 percent of the property owners in these circumstances.***

Subsequently, the Task Force Final Report dated September 11, 2013 included the following recommendation:

> ***Recommendation 6***
> *Retain the current process for annexations of fewer than 250 electors.*
>
> *Background: The current process Charter and Code for annexations requires that a vote of the electorate be conducted if the area has more than 250 resident electors. Additionally, the area is developed with more than 50 percent residential the Code requires an election. Currently, in the County Code there is no provision that applies to commercial areas for an annexation that allows for owners of commercial properties to vote, unless they reside within the area. However, according to the Code, the Board can amend boundaries to include a commercial area of a proposed annexation.*
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> *Motion Passed: 9-3*

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4D **132248**	ORDINANCE PERTAINING TO THE INCORPORATION OF NEW MUNICIPALITIES; AMENDING SECTION 20-26 OF THE CODE OF MIAMI-DADE, FLORIDA; DELETING THE REQUIREMENT THAT MUNICIPALITIES PAY FOR MIAMI--DADE COUNTY SPECIALIZED POLICE SERVICES FROM ITS MUNICIPAL MILLAGE OR OTHER MUNICIPAL FUNDS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

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Notes	The proposed ordinance pertaining to the incorporation of new municipalities, amends Section 20-26 of the Code of Miami-Dade County (Code), deleting the requirement that municipalities pay for Miami-Dade County specialized police services from its municipal millage or other municipal funds. **Additional Information** On November 20, 2012, under Resolution No. 983-12, the BCC created the Annexation and Incorporation Task Force (Task Force) to review pending annexation and incorporation proposals and to make recommendations by May 19, 2013 (extended to September 30, 2013 under Resolution No. 379-13), on how the County should proceed to address the remainder of the unincorporated communities. The County Mayor's memo dated April 1, 2013, titled, *Municipal Incorporation and Annexation*, included general recommendations for the Task Force. Under Incorporation Recommendations the Mayor suggested the following: ***Specialized Police Services*** *The County Code requires that municipalities pay for specialized police services they receive. While this practice was phased out, it remains in the County Code. The Code should be amended to remove this, as all specialized police services are maintained through the Countywide budget.* Subsequently, the Task Force Final Report dated September 11, 2013 included the following recommendation: ***Recommendation 12*** *That the County Code be amended to remove the requirement that municipalities pay for specialized police services.* *Background: The County Code requires that any municipality that receives specialized police services directly pays for their service. The current practice in place allows for these services to be maintained through the Countywide budget. Removing this requirement from County Code will make it consistent with current practices.* *Motion Passed: 7-1*
4E SUB. 132255	ORDINANCE AMENDING CHAPTER 2, ARTICLE I, SECTION 2-11.17 OF THE CODE OF MIAMI-DADE COUNTY FLORIDA; ESTABLISHING RESIDENTS FIRST TRAINING AND EMPLOYMENT PROGRAM TO EXPAND SKILLS TRAINING AND EMPLOYMENT OPPORTUNITIES FOR COUNTY RESIDENTS ON BUILDINGS OR PUBLIC WORKS PROJECTS FUNDED COMPLETELY OR PARTIALLY BY MIAMI-DADE COUNTY, OR PRIVATELY FUNDED PROJECTS ON COUNTY OWNED LAND; REQUIRING GREATER ACCOUNTABILITY OF PUBLIC CONTRACTORS AND SUBCONTRACTORS REGARDING EFFORTS TO PROMOTE LOCAL HIRING AND TRAINING; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 132001]
Notes	The proposed ordinance amends Section 2-11.17 of the Code of Miami-Dade County (Code) establishing Residents First Training and Employment Program to expand skills training and employment opportunities for County residents. County Construction Contract is defined as a County contract valued in excess of $1,000,000 for the construction, demolition, alteration and/or repair of public buildings or public works or a contract or lease valued in excess of $1,000,000 which provides for privately funded construction, demolition, alteration or repair of buildings or improvements located on County-owned land. The proposed ordinance provides for the following: • As a condition of submitting a bid or proposal for a County Construction Contract, a general contractor, construction manager or other contractor seeking award of a contract will submit a Responsible Contractor Affidavit with its bid or proposal. • Prior to awarding or approving future County Construction Contracts, the County will review prior work performed by proposed contractors and subcontractors, including their compliance with the terms of the Responsible Contractor Affidavit. The Responsible Contractor Affidavit will require the following: • The contractor participates in an Apprenticeship Program for each craft or type of employee it will employ. • Prior to working on the project, all persons employed by the contractor, will have completed the OSHA 10 Hour safety training course established by the Occupational Safety & Health Administration of the United States Department of Labor. • The contractor will make its best reasonable efforts to promote training and employment opportunities for local residents and seek to achieve a project goal of having fifty one percent (51%) of all Construction Labor hours performed by Miami-Dade County residents. • The contractor will also submit a list of all subcontractors that will be used on the project and provide Responsible Subcontractor Affidavits to the County. The Responsible Subcontractor Affidavits will contain the same information required in the Responsible Contractor Affidavits, including verification of apprenticeship qualifications. • Documentation regarding a contractor's Construction Workforce Plan (Plan) will be provided. The plan will specify the total number of persons that will be used to perform all of the construction trades and labor work of the contract. Additionally, within thirty (30) days of completion of a County Construction Contract, the contractor will submit a Workforce Performance Report to the County. The Workforce Performance Report will include the total number of Construction Labor work hours performed on the project and the number and percentage of such work hours performed by Miami-Dade County residents and the total amount of funds the contractor expended during the course of the project on apprenticeship or other related skill and safety training programs.
4F 132244	ORDINANCE PERTAINING TO ANNEXATIONS; CREATING SECTION 20-4.3 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROHIBITING THE FILING, CONSIDERATION, APPROVAL OF OR REFERENDUM ON ANNEXATION REQUESTS IF THE BOUNDARIES OF THE AREA PROPOSED TO BE ANNEXED CONFLICT WITH THE BOUNDARIES OF ANY MUNICIPAL ADVISORY COMMITTEE REGARDLESS OF WHEN SUCH COMMITTEE WAS

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	CREATED; PROVIDING THAT THIS ORDINANCE APPLIES TO PENDING AND FUTURE ANNEXATION REQUESTS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE
Notes	The proposed ordinance pertaining to annexations, creates Section 20-4.3 of the Code of Miami-Dade County (Code) to provide the following: • Prohibit the filing, consideration, approval of or referendum on annexation requests if the boundaries of the area proposed to be annexed conflict with the boundaries of any Municipal Advisory Committee regardless of when such committee was created; and • Provides that the proposed ordinance applies to pending and future annexation requests.
4G **132249**	ORDINANCE PERTAINING TO BOUNDARY CHANGE AND INCORPORATION PROCEDURES; AMENDING SECTIONS 20-6 AND 20-22 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA TO DELETE REQUIREMENT FOR REVIEW AND RECOMMENDATION BY A COMMITTEE OF THE PLANNING ADVISORY BOARD FOR PURPOSES OF MAKING A COMMITTEE RECOMMENDATION TO THE FULL PLANNING ADVISORY BOARD ON PROPOSED ANNEXATIONS AND INCORPORATIONS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

Notes

The proposed ordinance, pertaining to boundary change and incorporation procedures, amends Sections 20-6 and 20-22 of the Code of Miami-Dade County (Code), to delete requirement for review and recommendation by a committee of the Planning Advisory Board (PAB) for purposes of making a committee recommendation to the full PAB on proposed annexations and incorporations.

Additional Information

On November 20, 2012, under Resolution No. 983-12, the BCC created the Annexation and Incorporation Task Force (Task Force) to review pending annexation and incorporation proposals and to make recommendations by May 19, 2013 (extended to September 30, 2013 under Resolution No. 379-13), on how the County should proceed to address the remainder of the unincorporated communities.

The County Mayor's memo dated April 1, 2013, titled, *Municipal Incorporation and Annexation*, included general recommendations for the Task Force. Under Annexations and Incorporation Recommendations the Mayor suggested the following:

> ***Planning Advisory Board***
> *The County Code requires that the PAB review the annexation request or incorporation proposals and make a recommendation to the Board. The County Code also requires that prior to the PAB, a committee of the PAB review the application and make a recommendation to the PAB. To streamline the process, this step should be excluded from the County Code and just require that the PAB consider the annexation or incorporation and make a recommendation to the Board.*

Subsequently, the Task Force Final Report dated September 11, 2013 included the following recommendation:

> ***Recommendation 2***
> *That the Code be amended to remove the PAB Incorporation and Annexation Committee review requirement.*
>
> *Background: The Code requires that prior to the PAB reviewing any annexation or incorporation request, the PAB Incorporation and Annexation Committee must review the application and make a recommendation to the PAB. In order to simplify the process, this step can be eliminated and only require the PAB to review the request and make a recommendation directly to the Board.*
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> *Motion Passed: 13-0*

Comparison of Current Boundary Change and Incorporation Procedures and Proposed Amendments
Miami-Dade County Code Sections 20-6 and 20-22.

Section of Code	**Current Code**	**Proposed Amendments** *Bold refers to proposed amendments.*	**Notes**
Sec. 20-6(a) ***Boundary Change Procedure – Consideration by PAB.***	The Planning Advisory Board, upon receipt of a petition or resolution referred by the County Commission shall study, review and consider the request for boundary changes embodied therein. ***The chair of the Planning Advisory Board shall appoint a committee of the Board as well as a chair for such committee for the purpose of studying and making a report and recommendation to the full Board on the boundary change request. In making its recommendation to the full Board, the committee shall utilize the guidelines set forth in subsection (b).***	The Planning Advisory Board, upon receipt of a petition or resolution referred by the County Commission shall study, review and consider the request for boundary changes embodied therein.	*Removes the requirement for review and recommendation by a committee of the PAB for purposes of making a committee recommendation to the full PAB on proposed annexations.*
Sec. 20-22(C) ***PAB's Consideration of Petition for Incorporation.***	The Planning Advisory Board, upon receipt of a petition and appropriate County department staff review and comment shall: ***1) Create a five-member committee of the Planning Advisory Board appointed by its chair for the purpose of studying and making a***	***Removes subsection 20-22(C)(1) from the Code.***	*Removes the requirement for review and recommendation by a committee of the PAB for purposes of making a committee*

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<tr><td></td><td>recommendation to the full Board on the petition. The chair of the Planning Advisory board shall designate a chair for such committee. In making its report and recommendation to the full Board the committee shall utilize the guidelines set forth in subsection (4).</td><td></td><td>recommendation to the full PAB on proposed incorporation and renumbers section accordingly.</td></tr>
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<tr><td>4H
132264</td><td>ORDINANCE RELATING TO AD VALOREM TAXATION; REPEALING SECTIONS 29-127; 29-128; AND 29-131 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; ELIMINATING THE REQUIREMENT THAT A PERSON FILE AN ANNUAL APPLICATION FOR A GRANNY FLAT EXEMPTION; ELIMINATING PENALTY PROVISION TO PROVIDE CONSISTENCY WITH EXISTING LAW; WAIVING THE REQUIREMENT FOR ANNUAL APPLICATION AT THE REQUEST OF THE PROPERTY APPRAISER; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE(Office of Property Appraiser)</td></tr>
<tr><td>Notes</td><td>The proposed ordinance pertaining to Ad Valorem Taxation provides for the following:

Repeals Sections 29-127, 29-128 and 29-131 of the Code of Miami-Dade County;
Eliminates the requirement that a person file an annual application for a Granny Flat Exemption;
Eliminates penalty provision to provide consistency with existing law; The penalty prior to the enactment of Chapter 2013-72 was a civil penalty of not more than $1,000, and disqualification from receiving a Granny Flat Exemption for a period of five years. Chapter 2013-72 changed the penalty for wrongly receiving a Granny Flat Exemption to a lien for the taxes improperly exempted, going back up to ten years, plus a penalty of 50 percent of the unpaid taxes for each year, and interest at a rate of 15 percent per annum, as further described in Section 193.703(7) of the Florida Statutes and this amended penalty provision makes the penalty for a wrongful Granny Flat Exemption consistent with the penalty for improperly receiving other ad valorem tax exemptions; repealing Section 29-131 will provide for consistency with existing state law, and with any future statutory amendments to the penalty provisions in Section 193.703; and
Waives the annual application requirement for a Granny Flat Exemption after the initial application is filed and the reduction is granted, as provided in Section 193.703(5) of the Florida Statutes.

However, an application will be required if property granted such a reduction is sold or otherwise disposed of, if the ownership changes in any manner, if the applicant for the reduction ceases to use the property as his or her homestead, if the status of the owner changes so as to change the use of the property qualifying for the reduction.

This waiver will apply to the 2014 assessment roll and the assessment roll of each year thereafter until rescinded by the Board.

Additional Information
The Florida Legislature enacted Chapter 2013-72, Laws of Florida, which amended section 193.703 of the Florida Statutes, related to a reduction in ad valorem assessments for living quarters of parents or grandparents “Granny Flat Exemption”

Under the 'Assessment Reduction of New Construction for Parent(s) or Grandparent(s) Living Quarters,' commonly called the 'Granny Flat' Exemption, homesteaded property owners who add living quarters for a parent or grandparent can apply to have all or part of the value of this new construction deducted from the assessment.

General requirements and limitations are as follows:

The property must be homesteaded by the property owner.
The parent or grandparent must be 62 or older as of January 1.
The ‘Granny Flat’ must be the permanent residence of the parent or grandparent.
Only construction or reconstruction completed after January 7, 2003 qualifies.
Construction or reconstruction must be properly permitted.
The maximum reduction allowable is 20% of the total assessed value as improved.

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<tr><td>8F1
131859</td><td>RESOLUTION ESTABLISHING PRE-QUALIFICATION POOL CONTRACTS IN A TOTAL AMOUNT UP TO $8,525,000.00, AUTHORIZING MODIFICATION OF COMPETITIVE CONTRACTS FOR PURCHASE OF GOODS AND SERVICES IN A TOTAL AMOUNT UP TO $7,889,000.00 IN ADDITIONAL SPENDING AUTHORITY, AND AUTHORIZING THE USE OF CHARTER COUNTY TRANSPORTATION SURTAX FUNDS FOR SUCH CONTRACT(Internal Services)</td></tr>
<tr><td>Notes</td><td>The proposed Procurement Package includes a total of six (6) procurement actions providing for the following:

Authorizes the establishment of a pool contract for the purchase of goods and services in a total amount of up to $8,525,000.00, and authorizes the County Mayor or his designee to conduct spot bids, award subsequent contracts, and add vendors to the pool at any time, subject to ratification by the Board on a bi-annual basis.
Authorizes the modification of competitive contracts to add up to an additional $7,889,000.00 of spending authority for the purchase of goods and services.
Authorizes the use of Charter County Transportation Surtax Funds for the contracts, contract pools and contract modifications.

Establish Prequalification Pools

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No.	
1.1	**Roll-Up Doors - Inspection, Repair, Furnish and Installation Services** Awards contracts to Atlas Door & Gate, Inc. (primary vendor), Another Garage & Gate, Inc. (secondary vendor), and CH Global Construction, LLC (tertiary vendor) for inspection of, and emergency repair services for, industrial roll-up doors and related equipment for various County departments. This item also approves establishment of a prequalification pool for purchase, installation and repair services for roll up doors for various County departments. The amount requested for the five-year term is $2,714,000. If the one, five-year option-to-renew period is exercised, the cumulative value will be $5,428,000. <u>Small Business Enterprises (SBEs)</u> Of the five firms in the pre-qualification pool, two - Atlas Door & Gate, Inc., and Smart House Solutions, Inc. are SBE certified firms.
1.2	**Work Gloves** Approves establishment of a prequalification pool for purchase of various types of work gloves used by multiple County departments. The amount requested for the ten-year term is $3,097,000. <u>Small Business Enterprises (SBEs)</u> Of the nine firms in the pre-qualification pool, four – American Plumbing Supply Co. Inc., Totalpack, Inc., Palmetto Uniforms, Inc., and Pancar Industrial Supply Corporation, are certified SBE firms.

Contract Modifications

Item No.	Contract Title and Modification Reason
2.1	**Rental of Golf, Personnel Carts and Turf Vehicles** Modifies this contract to include a $31,000 allocation for Miami-Dade Transit (MDT) so that MDT can utilize this contract for the rental of golf carts for security patrolling at Metrorail stations.
2.2	**Paints and Paint Related Products – Prequalification Pool** Extends this pool contract for an additional five years and $7,237,000 ($1,447,400 per year) in spending authority so that various County departments can continue to purchase paint and paint related products.
2.3	**Air Conditioners, Window and Wall-Mount** Modifies this contract to increase MDT's allocation by $73,000 so MDT may purchase ten, five-ton air conditioning units to cool train control equipment and main network servers. The requested amount is offset by a $60,000 transfer from existing unallocated funds in the contract, resulting in a net contract value increase of $13,000.
2.4	**Vehicle Lifts and Related Garage Equipment** Modifies this contract to increase MDT's allocation by $608,000 so MDT may purchase 76 replacement mobile column lifts for Metrobus garages.

8F2 **131844**	RESOLUTION AUTHORIZING AWARD OF A COMPETITIVE CONTRACT IN A TOTAL AMOUNT UP TO $7,034,000.00, ESTABLISHMENT OF A PRE-QUALIFICATION POOL CONTRACT IN A TOTAL AMOUNT UP TO $180,000,000.00, AND AUTHORIZING THE MODIFICATION OF COMPETITIVE CONTRACTS FOR PURCHASE OF GOODS AND SERVICES IN A TOTAL AMOUNT UP TO $3,355,000.00(Internal Services)

Notes

The proposed Procurement Package includes a total of **five (5) procurement actions** providing for the following:

- Authorizes award of a competitive contract for the purchase of goods and services in a total amount up to $7,034,000.00.
- Authorizes the establishment of a pool contract for the purchase of goods and services in a total amount of up to $180,000,000.00, and authorizes the County Mayor or his designee to conduct spot bids, award subsequent contracts, and add vendors to the pool at any time, subject to ratification by the Board on a bi-annual basis.
- Authorizes the modification of competitive contracts to add an additional $3,355,000.00 of spending authority for the purchase of goods and services.

Competitive Contract Awards

Item 1.1		
Area of Comparison	**Proposed Contract** *Liquid Carbon Dioxide, Contract No. 8082-0/19*	**Current Contract** *Liquid Carbon Dioxide, Contract No. 8082-4/13*
Description	The proposed contract awards a contract for the purchase and delivery of liquid carbon dioxide for Water and Sewer.	On Dec. 16, 2008, under Resolution No. 1425-08, the BCC approved award of liquid carbon dioxide for the Miami-Dade Water and Sewer Department.
Cumulative Value	The amount requested for the five-year term is $7,034,000. The replacement contract is lower than the current contract due to a price per ton reduction from $159.00 to $154.75.	The term of this contract is for one year with four, one-uear option to renew periods with a total allocation of $7,352,000. The current contract expires on Dec. 31, 2013.
Vendors	On May 1, 2013, an Invitation to Bid was issued under full and open competition. The method of award was to	On August 27, 2008, an Invitation to Bid was issued. Awards were made to the responsive and responsible

Item No.	Research Notes

	the two lowest priced responsive, responsible bidders for the item, as primary and secondary vendors. Vendor • Air Liquide Industrial U.S. LP (non-local) Three firms responded to the solicitation; however, one firm submitted a no bid and the other firm Airgas Carbonic Inc. (the current firm), was deemed non-responsive by the County Attorney's office. As such, award is recommended to the sole responsive, responsible bidder.	bidder who submitted the lowest price. Vendor • Airgas Carbonic Inc. (local)
Funding Source	Proprietary Funds	Proprietary Revenue

Establish Prequalification Pool

Item No.	Prequalification Pools
2.1	**Hauling and Disposal of Emergency Debris** Approves establishment of a prequalification pool for purchase of emergency hauling and disposal of debris services for Public Works and Waste Management. The amount requested for the five-year term is $90,000,000. If the one, five-year option-to-renew period is exercised, the cumulative value will be $180,000,000. This contract is only accessed in the event of a hurricane or other disaster that requires large scale, federally-funded emergency debris removal. Small Business Enterprises (SBEs) Of the eight firms in the pre-qualification pool, only one – A Native Tree Services, Inc. is a certified as a MICRO/SBE firm.

Contract Modifications

Item No.	Contract Title and Modification Reason
3.1	**Well Drilling Services (Monitoring Wells) – Prequalification Pool** Modifies this pool contract to add $125,000 so Public Works and Waste Management may redevelop five drainage wells in public right-of-ways.
3.2	**Rental of Office Trailers – Prequalification Pool** Extends this pool contract for an additional 60 months and $2,780,000 in spending authority so that various County departments may continue renting office trailers on an as-needed basis. Trailers are used as field offices, classrooms, and temporary storage facilities. Market research shows the requirements, terms and conditions of the contract will not change if a replacement contract is issued and it is anticipated that the same vendors will pre-qualify for a replacement solicitation.
3.3	**Refractory (Fire) Bricks – Prequalification Pool** Extends this pool contract for an additional 60 months and $450,000 in spending authority so Water and Sewer may continue to purchase refractory bricks.

8F3 **131835**	RESOLUTION APPROVING TERMS OF AND AUTHORIZING EXECUTION BY THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE OF A RETROACTIVE LEASE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE STATE OF FLORIDA DEPARTMENT OF CHILDREN AND FAMILIES FOR PREMISES LOCATED AT THE JOSEPH CALEB COMMUNITY CENTER, 5400 N.W. 22 AVENUE, ROOMS 511-514, MIAMI, FLORIDA, WITH A TOTAL FISCAL IMPACT TO THE STATE OF FLORIDA DEPARTMENT OF CHILDREN AND FAMILIES OF $1,374,984 FOR THE INITIAL ONE-YEAR TERM OF THE LEASE AND THE ADDITIONAL TEN ONE-YEAR RENEWAL OPTION PERIODS; AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN(Internal Services)
Notes	The proposed resolution authorizes the execution of a Retroactive Lease Agreement between Miami-Dade County (County) and the State of Florida Department of Children and Families (DCF) for 5,650 square feet of office space at the Joseph Caleb Community Center (Caleb Center) located at 5400 NW 22 Avenue, Rooms 511-514, Miami, Florida. The term of the Lease is for one year, with ten additional one-year renewal option periods. **Fiscal Impact** The County will receive a total of $113,000 ($20 per square foot) for the initial one-year term of the lease. This amount will increase by two percent in each of the ten, one-year renewal options, bringing the cumulative value to $1,374,984, for the full 11 years of the lease. **Background** DCF has been occupying space at this location since 1987. The current Lease Agreement was approved by the Board through Resolution R-665-07, and amended through Resolution R-893-12 on November 8, 2012. The current Lease Agreement expired on May 31, 2013. DCF has requested to enter into a new lease agreement in order to continue to provide service to this community. The County has agreed to enter

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	into a one-year lease, with the understanding that DCF may have to move to another location during the construction planned for the Caleb Center renovation. DCF has continued to pay rent at this facility since the lease expired, and retroactive approval of this lease to June 1, 2013 is requested.
8F4 **131982**	RESOLUTION AUTHORIZING ADDITIONAL EXPENDITURE AUTHORITY FOR VARIOUS BOARD-APPROVED CONTRACTS FOR THE PUCHASE OF GOODS AND SERVICES IN A TOTAL AMOUNT UP TO $3,268,000.00(Internal Services)
Notes	The proposed Procurement Package includes a total of **two (2) procurement actions,** authorizing additional expenditure authority in an amount up to $3,268,000.00 for the purchase of goods and services.

Item No.	Contract Title and Modification Reason
1	**ReliaVote Equipment, Software and Associated Services** Requests additional expenditure authority of up to $2,650,000 so the Elections Department can upgrade the existing sorter equipment to increase the efficiency of absentee ballot processing and enhance voter experience in future elections. This contract with Pitney Bowes, Inc., was approved by the BCC through Resolution No. 961-11, and the scope allows for purchase of additional equipment, hardware, and software. **The total cumulative value of this contract including the proposed modification is $3,743,000.** **Additional Information** *At the November 15, 2013 Aides Briefing, the Internal Services Department stated that the funding source for this item will be amended at the November 19, 2013 BCC meeting to include Bond proceeds. The item only list General Funds and the funding source.*
2	**PROPworks System Software** Requests additional expenditure authority of up to $618,000 to perform an enterprise software upgrade to the existing PROPworks system currently in use at the Miami-Dade Aviation Department. This contract with Air Transport IT Services, Inc., was originally approved by the BCCthrough Resolution No. 181-08, and the scope provided for future upgrades and enhancements to the system software. **The total cumulative value of this contract including the proposed modification is $1,376,000.**

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8F5 **132155**	RESOLUTION ESTABLISHING PRE-QUALIFICATION POOL CONTRACT 6879-0/18 PURCHASE OF LAWN EQUIPMENT, ORIGINAL EQUIPMENT MANUFACTURER REPLACEMENT PARTS AND REPAIR SERVICES IN A TOTAL AMOUNT UP TO $6,422,000 FOR PURCHASE OF GOODS AND SERVICES(Internal Services)
Notes	The proposed resolution establishes a pre-qualification pool contract under Contract No. 6879-0/18 for the purchase of goods and services in a total amount of up to $6,422,000, and authorizes the County Mayor or his designee to conduct spot bids, award subsequent contracts, and add vendors to the pool at any time, subject to ratification by the Board of County Commissioners (BCC) on a bi-annual basis. *Various County departments will utilize this contract; however, the primary user is Parks, Recreation and Open Spaces Department (PROS). PROS will utilize this contract to obtain the lawn equipment, replacement parts, and repair services needed for the 125 parks, 98 Special Taxing Districts, five Tree Crews, and five golf courses for which in-house grounds maintenance staff is utilized, mainly for metropolitan, regional/district, and community/neighborhood parks as well as the golf courses.* *The remaining 138 parks, 19 Special Taxing Districts are maintained by contracted grounds maintenance services, which are covered under the County's Countywide Grounds Maintenance Services Contract, which is expected to either accompany this contract award or will be presented to the BCC in the near future.*

Area of Comparison	Proposed Contract *Lawn Equipment, Parts & Repair Services – Prequalification Pool, Contract No. 6879-0/18*	Current Contract *Lawn Equipment Replacement Parts GOEM/Services, Contract No. 6879-4/11*
Description	The proposed contract establishes a new pre-qualification pool for the purchase of lawn equipment, including mowers for athletic turf and golf courses, tractors, blowers, weed eaters, edgers, and chain saws, as well as original equipment manufacturer (OEM) replacement parts and repair services for various County departments. The prequalification pool is composed of two groups: • Group 1 is for Lawn Equipment/OEM Replacement Parts; and • Group 2 is for Repair Services for Out-of-Warranty Equipment. Prequalified vendors will be invited to participate in future spot market competitions.	In 2006 under the County Manager's authority, the current contract was approved for the purchase of OEM replacement parts and repair services for lawn equipment for various County departments.
Cumulative	The amount requested for the five-year term is	The current contract is for seven (7) years and two (2)

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Value and Fiscal Impact	$6,422,000. The proposed contract allocation is higher than the current contract because it has **additional types of equipment for purchase in its scope**. **Additionally, the higher allocation is partly due to PROS' plan to replace approximately 50 percent of their lawn equipment inventory, over the five-year contract term, that has surpassed its life expectancy.**	months and valued at $6,317,000. The current contract expires on November 30, 2013.
Vendors	On July 24, 2013, a Request to Qualify (RTQ) was issued under full and open competition. The method of award was to prequalify all responsive and responsible vendors that met the minimum qualifications, per group, as specified in the RTQ for participation in future spot market competitions. Additional qualified vendors may be added to the pool at any time during the contract term, subject to ratification by the BCC on a bi-annual basis. The vendors listed below met the prequalification criteria: Vendors • Al's Lawnmower Sales & Service, Inc. (local) • Equipment Sales of South FL, LLC (local) • Joe Blair Garden Supply, Inc. (Local) • Power Mower Corp. (Local) • Richards Tractors & Implements, Inc. (Local) • Showturf, LLC • W.W. Grainger, Inc.	On August 27, 2008, an Invitation to Bid was issued. Awards were made to the responsive and responsible bidder who submitted the lowest price. Vendors • Ace Lawnmower Service, Inc. (Local) • Best Equipment & Prepair, Inc. (Local) • ITW, Inc. (Local) • Palace Lawnmowers, Inc. (Local) • Tesco South, Inc. (Local)
Funding Source	Various departments, therefore various funding sources including: Proprietary Funds, General Funds, Federal Funds, Fire District, and Internal Service Funds.	Various departments, therefore, various funding sources including: Operating Revenue, General Fund, Proprietary Revenue, Fire District Fund, Service Charges, Federal/State Revenue, and PTP Surtax.

8F6 **132210**	RESOLUTION AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE OPTION-TO-RENEW PERIODS IN A TOTAL AMOUNT NOT TO EXCEED $9,104,000.00 FOR THE CONTRACTS DESCRIBED IN THE ITEM, AWARDED UNDER THE COUNTY MAYOR OR THE COUNTY MAYOR DESIGNEE'S DELEGATED AUTHORITY, FOR THE PURCHASE OF GOODS AND SERVICES(Internal Services)

Notes

The proposed resolution authorizes the County Mayor or his designee to exercise option-to-renew (OTR) periods in a total amount not to exceed $9,104,000.00 for the contracts awarded under the County Mayor or his designee's delegated authority for the purchase of goods and services, pursuant to Section 2-8.1(b) of the County Code and the Master Procurement Implementing Order 3-38.

The contracts in this Procurement Package were awarded prior to the effective date of Ordinance 09-52, which requires obtaining the Board of County Commissioners (BCC) authorization to award contracts where the renewal options would bring the cumulative value of the contract above $1 million.

Prior to exercising any OTR periods, market research is conducted to ensure continuing to purchase from the awarded vendors is in the best interest of the County. Market research includes competitive factors such as pricing, quality, product features, technology, and lead time. It may also include commercial factors such as environmental issues, other governmental entity practices, industry trends, support and capabilities.

Fiscal Impact
Contract amounts and department allocations represent the maximum spending authority based on estimated past usage. This action does not guarantee that the total contract amounts/values will be expended by these County departments and/or agencies. Funding will be expended only if departmental budgets can support the expenditures as approved in their annual budget adopted by the Board of County Commissioners (BCC).

Item No.	Prequalification Pools
1	**Portable Generators – Prequalification** Seeks authority to exercise the first and only, five-year OTR period for the portable generators, preventative maintenance and repair services, estimated at $7,419,000. Approval of this item will extend the prequalification pool contract until December 31, 2018. Through this contract, nearly 300 emergency power generators are purchased and serviced including: gas, diesel, electric and propane fueled generators, and are used countywide as backups following a major power outage.

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		The total cumulative value of this contract including the request to authorize the five-year OTR period is $21,000,000. **Additional Information** On December 2, 2008, under Resolution No. 1330-08, the BCC approved the award of this contract for an initial term of five (5) years in the amount of $13,580,926, with <u>no OTR periods.</u> **This item is requesting authority to exercise the first and only OTR period. However, this contract was initially approved without any OTR periods.** ***<u>Questions:</u>*** • Was any market research conducted? If so, what were the results?
	2	**Refurbish Telecom Equipment – Prequalification Pool** Seeks authority to exercise two (2) of the three (3) remaining one-year OTR periods for the purchase of refurbished telecom equipment as needed for the Information Technology Department. Each of the OTR periods is estimated at $220,000, for a total of $440,000. Approval of this item will extend the prequalification pool contract until December 31, 2015. **The total cumulative value of this contract including the request to authorize the two OTR periods is $2,760,000.** **Additional Information** In 2007, this contract was initially awarded for a term of 12 months in the amount of $500,000 with nine, 12-month OTR periods. The proposed item would authorize the seventh and eighth OTR periods. <u>Market Research</u> According to the market research dated November 19, 2012, that was conducted to exercise the sixth OTR, it is necessary for the Information Technology Department to continue purchasing refurbished telecom equipment. The County saves money by purchasing less expensive refurbished equipment in situations when it is not necessary to purchase new equipment at higher prices. In addition, the following local firms were found that provide refurbished telecom equipment: Core Telecom Systems and Network Liquidators. They will be contacted to join this contract.
	3	**T-Shirts** Seeks authority to exercise the fourth, one-year OTR term to purchase t-shirts for various County departments. Retroactive approval of the third OTR is also requested. The combined value of the two OTRs is $589,000. Approval of this item will extend the contract through December 31, 2014. **The total cumulative value of this contract including the request to authorize the two OTR periods is $1,480,000.** **Additional Information** In 2008, this contract was initially awarded for a term of 24 months in the amount of $353,000, with four, 12-month OTR periods. The proposed item would retroactively authorize the third OTR period, and authorize the fourth and final OTR period. <u>Market Research</u> According to the Market Research dated December 14, 2012, the contracts of several municipalities were researched but none were identified providing the required shirts and styles. A contract could <u>not</u> be identified capable of providing all of the County's t-shirt needs.
	4	**Veterinary Services Pool – Prequalification** Seeks authority to exercise the remaining two, one-year OTR term to supplement the current veterinary staff at the Animal Services Department with qualified veterinarians. Each of the remaining OTR terms is estimated at $438,000, for a total of $876,000. Approval of this item will extend this open pool through December 31, 2015. The requested amount of $438,000 for the third and fourth OTR periods includes an additional $200,000 beyond the $238,000 used for the first and second OTR periods. The Animal Services Department is requesting the $200,000 increase for each period as part of the department's strategic planning and preparation for the implementation of the No Kill Shelter initiative. **The total cumulative value of this contract including the request to authorize the two OTR periods is $1,827,000.** **Additional Information** In 2009, this contract was initially awarded for a term of 24 months in the amount of $240,000, with four, 12-month OTR periods. The proposed item would authorize the last two OTR periods. <u>Market Research</u> According to the market research dated December 13, 2012, that was conducted to exercise the second OTR, market rates for per diem veterinarians were compared to the Humane Society of Broward County and Humane Society of Greater Miami and proved to be comparable and competitive. ASD has reduced the vaccination clinic vet per diem rate to $50.00 per hour based on market rates. The surgery treatment shift vet per diem continues to be set at $75.00 per hour based on the level of

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	experience required to perform a high number of surgeries daily and medically treat a wide variety of shelter pets. Comparable Contracts: Broward County has two veterinary service contracts in place. These contracts are for routine check-ups and medical services. Broward County's contracts are compatible with Miami-Dade County's contract 9122-4/15, Veterinary Services Pre-Qualification Pool and RFP745, Professional Veterinary Services in pricing and services. ASD has expressed their satisfaction with the performance and level of service provided by the prequalified pool of veterinarians.
8J1 & SUPP. 131458	RESOLUTION AUTHORIZING EXECUTION OF CHANGE ORDER NO. 1 AND FINAL FOR A CONTRACT BETWEEN MIAMI-DADE COUNTY AND MUNILLA CONSTRUCTION MANAGEMENT, LLC DBA MCM TO PROVIDE ADDITIONAL CONSTRUCTION SERVICES FOR CONTRACT NO. 2011-014.05, CRUISE TERMINAL D EXPANSION, WHICH INCREASES THE CONTRACT BY A MAXIMUM AMOUNT OF $422,758.79; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE CHANGE ORDER FOR AND ON BEHALF OF MIAMI-DADE COUNTY AND TO EXERCISE THE PROVISIONS CONTAINED THEREIN(Port of Miami)
Notes	The proposed resolution approves Change Order No. 1 and Final for a contract between Miami-Dade County and Munilla Construction Management, LLC dba MCM for Contract No. 2011-014.05 – Cruise Terminal D Expansion, increasing the total contract amount by $422,758.79, from $7,700,403.50 to $8,123,162.29 (5.49%) for additional construction services, in preparation for the arrival of the Carnival Breeze Vessel at PortMiami. **Background** On January 24, 2012, the Board approved R-40-12, awarding Contract No. 2011-014.05 to MCM for a total compensation of $7,700,403.50. The scope of work provided for the expansion of Cruise Terminal D to increase cruise business by accepting larger vessels including Carnival Cruise Lines' newest ship, the Carnival Breeze. PortMiami issued Notice to Proceed for Contract No. 2011-014.05 with MCM on March 5, 2012. To date, the Contractor's overall performance has been outstanding and PortMiami completed the Cruise Terminal D Expansion on schedule, in time for the arrival of Carnival Cruise Lines' newest vessel, the Carnival Breeze. In addition, PortMiami obtained Silver LEED for the Cruise Terminal D Expansion. A comprehensive compliance review was conducted by the Department of Regulatory and Economic Resources (RER) Division of Small Business Development (SBD). The project was reviewed for compliance with the 10.47% Community Small Business Enterprise (CSBE) goal, 11.5% Community Workforce Program (CWP) goal, and the Responsible Wage and Benefits requirements. Results of SBD's comprehensive compliance review are as follows: • With a total payment after Change Order No. 1 for base plus contingency of $7,7790,238.10, requiring CSBE participation of $815,637.93 or 10.47%, MCM exceeded the goal with CSBE participation of $917,202.84 or 11.77%; and • With a total CWP applicable workforce of 74, the required utilization was 9 employees from the designated target area. MCM is in compliance with the CWP requirement. It has been determined that eleven (11) subcontractors on this contract may have underpaid thirty-four (34) employees for a total value of $23,535.68. PortMiami will withhold $23,535.68 (which is the maximum amount identified) from final payment to MCM in order to protect any wages that may be due to employees. Once SBD completes its review of benefits information, a notice of violation for any underpayments to employees will be issued to each subcontractor. If payments due are not made by subcontractors within thirty days of receipt of the notice of violation, SBD will request that PortMiami transfer funds to SBD's Trust Account for disbursement to employees. The following is a list of subcontractors and suppliers involved in this project: Arfran II, Inc., Chavez South Florida Interiors, Inc., Dynalectric Company, Mardale Specialties Direct Inc., Multiline Building Specialties, Inc., Paradise Awnings Corporation, Rapid A.C.T. Inc., RC Aluminum Industries, Inc., Salani Engineers & General Contractors Corp., S.I. Plumbing, Inc., and Tecta America South Florida, Inc. **Additional Information** The Carnival Breeze is a Dream-class cruise ship of Carnival Cruise Lines which entered service on June 3, 2012. From June to November 2012, she sailed out of Barcelona and Venice on Mediterranean cruises, and afterwards from Miami to the Caribbean and Bahamas. Carnival Breeze is the third and last Dream-class ship, with sister ships Carnival Dream and Carnival Magic. Fincantieri Monfalcone in Italy is the builder, and the Dream class vessels are the largest passenger ships ever built by Fincantieri. The Carnival Breeze capacity is 3,690 passengers and 1,386 crew members and measures 1,004 feet in length.
8L1 132227	RESOLUTION AMENDING IMPLEMENTING ORDERS 4-56 AND 4-57 RELATED TO THE SCHEDULE OF FEES AND TOLLS FOR THE VENETIAN CAUSEWAY AND THE RICKENBACKER CAUSEWAY RESPECTIVELY(Public Works & Waste Management)
Notes	The proposed resolution approves amendments to Implementing Order 4-56, Schedule of Fees and Tolls for the Venetian Causeway, and 4-57, Schedule of Fees and Tolls for the Rickenbacker Causeway, to consolidate the existing toll structures and fees from a total of nine (9) annual plans to six (6) annual plans for both the Venetian and Rickenbacker Causeways. This is required in order to become interoperable with the Statewide SunPass Toll Collection System (Sunpass).

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	Fiscal Impact The fiscal impact for the proposed reduction of annual plans from the current nine (9) plans to six (6) plans is unknown at this time. However, it is expected to be minimal. An ongoing Traffic and Revenue Study by HDR Consulting anticipates a shift of customers from the annual plans to Sunpass or Toll-By-Plate fees as a result of the recommended plan eligibility requirements. All toll revenues generated are allocated to the proprietary Causeway fund. **Background** On May 7, 2013, the BCC adopted R-344-13, approving the award of Contract No. RFP861 to TransCore LP for the conversion of the existing cash/C-Pass electronic toll system used at the Venetian and Rickenbacker Causeways to SunPass/Toll-By-Plate Electronic Tolling. The existing C-Pass Toll Collection System operated by the County since 1997 is not interoperable with SunPass. Furthermore, Florida Statutes, Section 338.01(7) requires that new electronic toll collection systems be SunPass interoperable in order to maximize efficiencies and minimize motorist confusion. As a result, in order to convert the Rickenbacker and Venetian Toll Systems to the SunPass System, modifications are required to the existing annual plans, along with the addition of Toll-By-Plate prices and monthly invoice fees for motorists without a SunPass transponder. Modifications to the Implementing Orders will result in changes to the annual plans and will become effective on April 1, 2014. This is in addition to the increase in toll fees for the Rickenbacker Causeway, approved by the BCC on January 23, 2013 through R-33-13, and for the Venetian Causeway through the BCC's adoption of the FY 2013-14 budget. These modifications to the annual plans, and the establishment of Sunpass and Toll-By-Plate fees, will allow for interoperability with the SunPass and Florida Toll-By-Plate System. Currently, the work approved under R-344-13 that will allow the County to process tolls via SunPass transponders or Toll-By-Plate functionality, is on schedule for completion in June 2014. The approval of this resolution is a pre-requisite to the Florida Turnpike Enterprise's (FTE) development of the Interoperability Agreement, with which modifications to the SunPass System software will be made by FTE for interoperability with the toll systems on the Rickenbacker and Venetian Causeways. Once available, this agreement will be presented for BCC approval, and will lead to the final implementation of the Sunpass system.
11A1 **132246**	RESOLUTION SUPPORTING SB 270, HB 293 OR SIMILAR LEGISLATION THAT WOULD (I) REQUIRE AN OVERT ACT BEFORE FLORIDA'S STAND YOUR GROUND LAW CAN BE INVOKED, AND (II) CREATE AN EXCEPTION TO FLORIDA'S STAND YOUR GROUND LAW IF A CHILD OR BYSTANDER WHO IS NOT AFFILIATED WITH THE OVERT ACT IS INJURED
Notes	The proposed resolution supports SB 270, HB 293, or similar legislation that would: a. Require an overt act before Florida's Stand Your Ground law can be invoked; and b. Eliminate the immunity from liability provided by Florida's Stand Your Ground law if a child or bystander who is not affiliated with the overt act is injured. Additionally, the proposed resolution urges the Florida Legislature to enact SB 270, HB 293 or similar legislation and directs the Office of Intergovernmental Affairs to include this item in the 2014 State Legislative Package when it is presented to the Board. **Background** Currently, Florida's Stand Your Ground law does not require an overt act by the attacker before Florida's Stand Your Ground law can be invoked by a person who is being attacked. Instead, the Stand Your Ground law currently provides that the person who is being attacked only has to reasonably believe that it is necessary to meet force with force, including deadly force, to prevent death or great bodily harm, or to prevent the commission of a forcible felony, but no overt act by the attacker is required. SB 270 and HB 293 would amend Florida's Stand Your Ground law to require the attacker to commit an overt act before Stand Your Ground can be invoked and would also amend Florida's Stand Your Ground law to provide a second exception if a child or bystander who is not affiliated with the overt act is injured.
11A2 **132247**	RESOLUTION URGING THE FLORIDA LEGISLATURE TO USE FLORIDA'S SADOWSKI ACT AFFORDABLE HOUSING TRUST FUND REVENUES SOLELY FOR AFFORDABLE HOUSING PROGRAMS, AND NOT CONTINUE TO SWEEP SUCH DOCUMENTARY STAMP TAX/AFFORDABLE HOUSING TRUST FUND REVENUES TO THE STATE GENERAL REVENUE FUND
Notes	The proposed resolution urges the Florida Legislature to use Florida's Sadowski Act Affordable Housing Trust Fund revenues solely for affordable housing programs, and not continue to sweep documentary stamp tax/affordable housing trust fund revenues to the state general revenue fund for other purposes. Additionally, the proposed resolution directs the County's state lobbyists to advocate for the passage of the legislation and directs the Office of Intergovernmental Affairs to include this item in the 2014 State Legislative Package when it is presented to the Board. **Background** In 1992, the enactment of the William E. Sadowski Act created a dedicated source of revenue for housing from a portion of documentary stamp taxes on the transfer of real estate. This legislation provided both the funding mechanism for state and local programs, as well as a flexible, but accountable framework for local programs to operate. The dedicated revenue comes from: • A 10-cent increase to the documentary stamp tax paid on the transfer of real estate, which began in August 1992; and • A re-allocation of 10 cents of existing documentary stamp tax revenues from general revenue to the affordable housing trust funds, which began in July 1995. Approximately 30 percent of these revenues flow into the State Housing Trust Fund and 70 percent flow into the Local Government Housing

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	Trust Fund. The 2005 Legislature adopted a cap restricting the amount of revenue that may flow into the Trust Funds to $243 million per year, with a mechanism for a small increase over time. The cap went into effect July 1, 2007. Sadowski Act funds support a number of state and local programs that operate alongside federal housing programs. Programs include the State Housing Initiatives Partnership (SHIP) Program, which receives approximately two-thirds of the funding; the State Apartment Incentive Loan (SAIL) Program, which receives about 20 percent of the funding, and other programs, including the Predevelopment Loan Program (PLP), the Homeownership Assistance Program (HAP), the Affordable Housing Guarantee Program, and the Catalyst Training and Technical Assistance Program. Sadowski funds also support homeless housing programs administered by the Florida Department of Children and Families, compliance monitoring for the SHIP Program, the Florida Housing Data Clearinghouse and the Affordable Housing Study Commission. **Additional Information** The Sadowski Housing Coalition is a nonpartisan collection of 25 diverse statewide organizations that initially came together in 1991 to obtain a dedicated revenue source for Florida's affordable housing programs, now known as the Sadowski Act. Facing today's tough economic times, the Sadowski Housing Coalition urges the Florida Legislature to use Florida's housing trust fund monies solely for housing and help create more than 26,400 jobs and $2.7 BILLION in positive economic impact in Florida. The faster Florida's housing market recovers, the faster Florida's economy recovers. Housing dollars can put Florida's out-of-work housing industry back to work repairing homes and improving the real estate market, and help reduce future state budget deficits.
11A3 **132256**	RESOLUTION URGING THE FLORIDA LEGISLATURE, GOVERNOR AND FLORIDA COMMISSIONER OF AGRICULTURE & CONSUMER SERVICES TO PROVIDE STATE FUNDING FOR THE MARKETING OF THE MIAMI INTERNATIONAL AGRICULTURE, HORSE & CATTLE SHOW
Notes	The proposed resolution urges the Florida Legislature, Governor and the Florida Commissioner of Agriculture & Consumer Services to provide state funding for the marketing of the Miami International Agriculture, Horse & Cattle Show. Additionally, the proposed resolution directs the County's state lobbyists to advocate for the appropriation and directs the Office of Intergovernmental Affairs to include this item in the 2014 and 2015 State Legislative Packages when they are presented to the Board. **Background** In 2008, the first Miami International Agriculture, Horse and Cattle Show was held at Tropical Park with the goals of promoting Florida's agriculture industry, providing beef producers with international commerce opportunities and improving agricultural awareness in Miami-Dade County. The Miami International Agriculture, Horse & Cattle Show now draws over 60,000 visitors, with representatives from over 24 countries including Argentina, Brazil, Guatemala, Panama, and Russia, and cattle breeders from over 18 states including Florida, Georgia, Texas, Arizona, Arkansas and Missouri, who have exhibited over a dozen breeds of cattle at the Show.
11A4 **132272**	RESOLUTION URGING THE FLORIDA LEGISLATURE AND GOVERNOR TO FIND SOLUTIONS TO CONTROL CITIZENS PROPERTY INSURANCE CORPORATION'S EXPENSES AND ATTORNEYS' FEES, AND TO ADDRESS CITIZENS' RESERVES IN LIGHT OF THE FACT THAT FLORIDA HAS NOT EXPERIENCED A MAJOR STORM SINCE 2005
Notes	The proposed resolution urges the Florida Legislature and Governor to find solutions to control Citizens Property Insurance Corporation's expenses and attorneys' fees, and to address Citizen's reserves in light of the fact that there has not been a major storm in Florida since 2005. Additionally, the proposed resolution directs the County's state lobbyists to advocate for the issues and authorizes and directs the Office of Intergovernmental Affairs to include this item in the 2014 State Legislative Package when it is presented to the Board. **Background** The Florida Legislature created Citizens Property Insurance Corporation (Citizens) as a non-profit, tax-exempt home insurance provider because private insurers were unwilling or unable to provide affordable property insurance coverage to Florida homeowners. Currently, Citizens insures approximately one out of every five homes in Florida, and often functions as an insurer of last resort to many Floridians. Pursuant to Fla. Stat. § 627.351(6), the purpose of Citizens is to increase the availability of affordable property insurance in Florida, while achieving efficiencies and economies of scale. Recently, Citizens spent approximately $2 million per month on attorneys' fees. A significant portion of these costs results from Citizens having to reimburse policyholders for their legal expenses after the policyholder has prevailed in court. The CEO of Citizens has admitted that changes are needed to the way that Citizens handles its litigation because its lawyers were not adequately prepared for trial and disputes have taken too long to resolve thereby increasing legal fees. Furthermore, rate increases and excessive spending practices have come amidst a time where Citizens' cash-on-hand ($6.2 billion) is at an all-time high due to the fact that there has not been a major storm in Florida since 2005. Citizens overall risk exposure stands to be reduced even further because new state legislation will require that any homeowner currently insured through Citizens who can obtain a comparable insurance rate from a private insurer must switch to the private insurer starting in 2014.