



Miami-Dade County Board of County Commissioners

Office of the Commission Auditor

**Strategic Planning & Government
Operations Committee Meeting**

June 14, 2016

9:30 A.M.

Commission Chamber

Research Division

Office of the Commission Auditor

111 NW First Street, Suite 1030

Miami, Florida 33128

305-375-4354

Strategic Planning and Government Operations Committee
June 14, 2016 Meeting
Research Notes

Item No.	Research Notes
2A 161339	RESOLUTION WAIVING REQUIREMENTS OF IMPLEMENTING ORDER 3-38 AND ANY OTHER APPLICABLE PROCUREMENT GUIDELINES FOR SECURING SPONSORSHIPS AND PURCHASING GOODS AND SERVICES FOR HOSTING THE SECOND ANNUAL SOUTH DADE SOLUTIONS SUMMIT ON JULY 15, 2016
Notes	The proposed resolution waives the requirements of Implementing Order 3-38 and any other applicable Miami-Dade County procurement guidelines for the purpose of obtaining sponsorships and purchasing goods and services to host the Second Annual South Dade Solutions Summit on July 15, 2016. <u>Background:</u> The Second Annual South Dade Solutions Summit will take place on July 15, 2016 and it will bring together government, business, faith, and civic leaders from the South Dade community to update the 3-year South Dade Regional success plan which was created at the first summit. The Second Annual South Dade Solutions Summit will also feature an interactive, engaging and results-oriented workshop to discuss a unified branding and marketing plan for South Dade which will promote the area as an ideal environment to live, work and play, for visitors, businesses and residents. While the dollar value of the goods, services, and sponsorships sought to be secured for the Second Annual South Dade Solutions Summit is below the threshold amount requiring formal sealed bids under County regulations, those County regulations nevertheless require market research and written quotes in advance of such purchases. <u>Additional Information on the South Dade Solutions Summit:</u> On May 19, 2015, the BCC, through Resolution No. R-456-15, waived the requirements of Implementing Order 3-38 and any other applicable Miami-Dade County procurement guidelines for the purpose of obtaining sponsorships and purchasing goods and services to host the South Dade Solutions Summit on June 6, 2015. During the Strategic Planning and Government Operations Committee meeting on May 12, 2015, R-456-15 was discussed as follows: • <i>The Committee noted the proposal did not include a fiscal impact and inquired whether any money from the General Fund would be used.</i> • <i>The Committee reported that the South Dade Solutions Summit on June 6, 2015 would be funded through a combination of fundraising efforts and the District 8 budget. It was indicated that a three year plan would be established for greater prosperity on regional issues unique to South Dade, including agriculture and transportation.</i> • <i>Responding to a question as to why this resolution was needed, the Committee noted it was necessary in order to solicit donations.</i> • <i>The Committee noted concern about soliciting donations for events, questioning the process and the specific requirements being waived to which the CAO reported that the questions related to the sponsorships in relation to the County's ethics code. He pointed out that conducting market research to obtain multiple estimates was required before securing goods, services or sponsorships, pursuant to Implementing Order 3-38 and procurement guidelines.</i> • <i>The Committee expressed concerns for waiving established procedures, noting rules and regulations were put into place for a reason and suggested proceeding with caution in the future when addressing similar requests.</i> • <i>The Committee indicated that a request to approve expenditures would be submitted to the BCC; that the total budget was \$5,000; that the venue would cost \$1,000; and that bids were being obtained for the purchase of food.</i>
2B 161226	RESOLUTION DECLARING MIAMI-DADE COUNTY'S COMMITMENT TO THE PRINCIPLES OF INCLUSION FOR INDIVIDUALS WITH DISABILITIES, INCLUDING AUTISM AND OTHER SPECIAL NEEDS
Notes	The proposed resolution declares Miami-Dade County's commitment to the principles of inclusion for individuals with disabilities, including autism and other special needs. <u>Background:</u> According to the U.S. Centers for Disease Control and Prevention, approximately 1 in 68 American children are on the autism spectrum – a statistic that represents a tenfold increase in prevalence over the last 40 years, and according to the 2010 U.S. Census approximately 1 in 5 individuals has a disability. Disabilities and special needs can be physical, intellectual or mental, and they can be visible or unseen. Autism and autism spectrum disorder are general terms that are used to describe brain developmental disorders that are characterized, in varying degrees, by difficulties in social interaction, verbal and nonverbal communication, and repetitive behaviors. The BCC has taken many measures to assist those with disabilities, such as: • Ordinance No.77-23, establishing the Commission on Disabilities Issues, the County's advisory board that advises the BCC on issues and concerns facing people with disabilities; • Resolution No. R-444-09, declaring the month of April as Autism Awareness Month; • Resolution No. R-902-09, promoting Americans with Disabilities Act (ADA) Awareness and declared the third week of July as ADA Awareness Week; • Resolution No. R-182-00, requiring compliance with the ADA and other laws prohibiting discrimination on the basis of disability as a condition of any County contract award; • Resolution No. R-1223-10, waiving the annual application for veteran's disability discount on property tax assessments, upon satisfaction of certain requirements;

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	- Resolution No. R-994-14, providing free transit services for disabled veterans who receive Veterans' Administration benefits through the Patriot Passport program; - Resolution No. R-238-15, urging Congress and the Florida legislature to increase funding for autism spectrum disorder research; - Resolution No. R-1112-15, enacting legislation in support of the wallet card, to help facilitate better communication between persons with autism spectrum disorder and law enforcement officers and first responders; - Annually hosting the Miami International Agriculture, Horse and Cattle Show, benefiting the South Florida Autism Charter School; and - Providing in-kind support for various events in support of causes related to autism, other special needs and disabilities. Additionally, the United States of America is a signatory of the United Nations Convention on the Rights of Persons with Disabilities, which intends to protect the rights and dignity and supports inclusion and accommodation of persons with disabilities, including autism and other special needs. The Convention identified the following core principles of inclusion: - Respect for inherent dignity, individual autonomy, including the freedom to make one's own choices, and independence of persons; - Non-discrimination; - Full and effective participation and inclusion in society; - Respect for difference and acceptance of persons with disabilities as part of human diversity and humanity; - Equality of opportunity; - Accessibility; - Equality between men and women; and - Respect for the evolving capacities of children with disabilities and respect for the right of children with disabilities to preserve their identities.
2C 161327	RESOLUTION CALLING A COUNTYWIDE SPECIAL ELECTION IN MIAMI-DADE COUNTY, FLORIDA, IN CONJUNCTION WITH A GENERAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 8, 2016, FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF MIAMI-DADE COUNTY THE QUESTION OF WHETHER TO AMEND THE HOME RULE CHARTER TO RE-ESTABLISH THE APPOINTED OFFICE OF COUNTY MANAGER AND UNDO THE "STRONG MAYOR" FORM OF GOVERNMENT APPROVED BY THE VOTERS IN 2007
Notes	The proposed resolution calls for a countywide special election, to be held in conjunction with a general election in Miami-Dade County, Florida on Tuesday, November 8, 2016, for the purpose of submitting to the qualified electors of Miami-Dade County the proposal for amendment to the Home Rule Charter. The proposed resolution further provides for the following: - Notice of such election will be published in accordance with Section 100.342, Florida Statutes; - The result of such election will be determined by a majority of the qualified electors of Miami-Dade County voting upon the proposal; - The polls at such election will be open from 7:00 a.m. until 7:00 p.m. on the day of such election; - All qualified electors of Miami-Dade County, Florida will be entitled to vote at said election; - The County registration books will remain open at the Office of the Miami-Dade County Supervisor of Elections until twenty-nine (29) days prior to the date of such election, at which time the registration books will close in accordance with the provisions of general election laws; - The question will appear on the ballot in the following form: <i>CHARTER AMENDMENT ESTABLISHING COUNTY MANAGER AND UNDOING STRONG MAYOR FORM OF GOVERNMENT</i> <i>SHALL THE CHARTER BE AMENDED, EFFECTIVE NOVEMBER 16, 2020, TO ESTABLISH THE OFFICE OF COUNTY MANAGER AND UNDO THE "STRONG MAYOR" FORM OF GOVERNMENT APPROVED BY THE VOTERS IN 2007 BY RETURNING THE POWERS AND RESPONSIBILITIES OF ADMINISTERING COUNTY GOVERNMENT FROM A "STRONG MAYOR" TO AN APPOINTED COUNTY MANAGER WHO MAY BE REMOVED BY THE COMMISSION OR THE MAYOR WITH COMMISSION APPROVAL?</i> - The form of the ballot will be in accordance with the requirements of general election laws; - Early voting will be conducted in accordance with the requirements of general election laws; - Vote by mail paper ballots may be used by qualified electors of Miami-Dade County for voting on this question; - The form of such vote by mail ballot will be in accordance with the requirements prescribed by general election laws; - A sample ballot showing the manner in which the question or proposal aforesaid will appear at this election will be published and provided in accordance with the applicable provisions of general election laws; - The special election on the proposal will be held and conducted in accordance with applicable provisions of the general laws relating to elections and the provisions of the Miami-Dade County Home Rule Charter. - The County Mayor or his or her designee, the Finance Director, and the Clerk of the County Commission are authorized and directed to take all appropriate actions necessary to carry into effect and accomplish the provisions of this resolution; - The election will be a nonpartisan election and election officials in connection with this election will be appointed in accordance with the provisions of general election laws; and - The election will be canvassed by the County Canvassing Board, in accordance with the provisions of Section 3.07 of the Home Rule Charter.

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	Background: The Florida Constitution affords the electors of Miami-Dade County broad powers of self-governance through the Miami-Dade County Home Rule Charter and Section 9.07 of the Miami-Dade County Home Rule Charter allows the BCC to propose to the electors of Miami-Dade County amendments to the Home Rule Charter to be voted on in the next general election. <table border="1"> <thead> <tr> <th colspan="2">Additional Information: Timeline on Relevant Legislation</th></tr> </thead> <tbody> <tr> <td>R-1231-06 11/28/2006</td><td> On November 28, 2006, the BCC, through Resolution No. R-1231-06, called for a special election to be held on Tuesday, January 23, 2007 for the purpose of amending the Miami-Dade County Charter to transfer certain additional powers and responsibilities from the County Manager to the Mayor. The powers and responsibilities included the authority to: • Administer County government; • Appoint the County Manager unless disapproved by supermajority of the BCC; • Appoint Department Directors unless disapproved by supermajority of the Commission, except otherwise required by law; and • Direct, supervise, reprimand or remove the County Manager and Department Directors. </td></tr> <tr> <td>Discussion Item</td><td> On May 3, 2010, a discussion item was presented to the BCC relating to a proposed charter amendment regarding changing the strong mayor form of government. During the BCC meeting, the following was discussed: • The Commission expressed the community and the BCC's concern since the inception of the Strong Mayor form of government, particularly during the budgetary process, and stressed the need for the BCC to have staff's support in its decision-making in order for Commissioner's to provide appropriate leadership to the community. • The Commission stated that the County Manager should be responsible for administering county government and having the ability to appoint department directors, subject to Commission approval or disapproval. </td></tr> <tr> <td>File Nos. 100822 and 100962</td><td> During the Government Operations Committee meeting on April 13, 2010, File Nos. 100822 and 100962 were discussed and eventually deferred. File No. 100822, called for a countywide special election in Miami-Dade County for the purpose of submitting to the electors of Miami-Dade County the question of whether to amend the Home Rule Charter to return to the BCC and the County Manager, as of November 2012, certain powers and responsibilities previously transferred to the Mayor. File No. 100962 called for a countywide special election in Miami-Dade County for the purpose of submitting to the electors of Miami-Dade County the question of whether to amend the Home Rule Charter to return to the BCC and the County Manager certain powers and responsibilities previously transferred to the Mayor During the committee meeting, the proposed resolutions were discussed as follows: • The Committee noted the difference between the two proposed resolutions was that File No. 100822 called for an effective date in November, 2012 and File No. 100962 would become effective immediately. It was also noted that File No. 100822 reverted back to an Executive Mayor form of government, with the Mayor maintaining the authority to nominate and appoint the Manager, subject to County Commission ratification, and having veto powers, but not having the ability to interfere in day to day government operations. • The Committee expressed concern with staff's unresponsiveness to the BCC since the inception of the strong mayor form of government, particularly during the budgetary process, and stressed the need for the BCC to have staff's support and assistance in their decision making in order for Commissioner's to provide appropriate leadership to the community. • The Committee expressed concern with transferring powers from an elected Mayor to an appointed Manager, who was not accountable to the voters. • The CAO clarified that the proposed resolution called for a shared power structure with the County Manager being responsible for administering county government and having the ability to appoint department directors, subject to BCC approval or disapproval; and the BCC, and/or the Mayor, had the ability to remove the County Manager, however removal of the County Manager by the Mayor was subject to BCC approval. • The Committee expressed concern with who would be held accountable, as the Mayor currently was and stressed the need for the power of management and accountability to be in the hands of the Mayor. • The Committee noted the need for a more shared responsibility, requiring the Manager to be accountable to both the BCC and the Mayor. • The Committee recommended a special committee meeting be held to further discuss options and reiterated opposition to giving power to an individual in Miami Dade County that was not an elected official. • The Committee suggested the Mayor be solely responsible for the hiring and firing of the Manager and also recommended the BCC's powers be expanded to give them the ability to communicate and discuss issues with department directors. </td></tr> </tbody> </table>	Additional Information: Timeline on Relevant Legislation		R-1231-06 11/28/2006	On November 28, 2006, the BCC, through Resolution No. R-1231-06, called for a special election to be held on Tuesday, January 23, 2007 for the purpose of amending the Miami-Dade County Charter to transfer certain additional powers and responsibilities from the County Manager to the Mayor. 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	The Committee noted the proposed resolution reverted the system back to a strong commission, with a ceremonial mayor, and stressed the need for a combination of power between the entities.
2D 160428	ORDINANCE CREATING SECTION 12-14.2.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, TO PROVIDE FOR REPORTING REQUIREMENTS FOR COUNTY AND MUNICIPAL ELECTED OFFICERS AND CANDIDATES REGARDING SOLICITATION OF CONTRIBUTIONS FOR ORGANIZATIONS EXEMPT FROM TAXATION UNDER SECTION 501(C)(4) OF THE INTERNAL REVENUE CODE AND POLITICAL PARTIES; PROVIDING PENALTIES FOR FAILURE TO REPORT; PROVIDING FOR ENFORCEMENT BY THE COMMISSION ON ETHICS AND PUBLIC TRUST; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE
Notes	The proposed ordinance creates Section 12-14.2.1 of the Miami-Dade County Code to provide for reporting requirements for County and municipal elected officials and candidates regarding solicitation of contributions for organizations exempt from taxation under Section 501(C)(4) of the Internal Revenue Code and political parties. Additionally, the proposed ordinance provides penalties for failure to report and provides for enforcement by the Commission on Ethics and Public Trust. Sec. 12-14.2.1 County and Municipal Elected Officer and Candidate Reporting Requirements for Organizations Exempt Under Section 501(c)(4) of the Internal Revenue Code or Political Party Solicitations. (1) <i>Each candidate for County or municipal office in Miami-Dade County shall insure that his or her designated campaign treasurer shall, at the time of filing any contribution or expenditure reports otherwise required by law, file an additional electronic report with the Supervisor of Elections or other applicable filing officer regarding solicitation activities on behalf of any organization exempt from taxation under Section 501(c)(4) of the Internal Revenue Code ("501(c)(4) Organization") or political party. The report shall identify each contribution successfully solicited, directly or indirectly, by the candidate, the name of the person or entity contributing the funds, the name of the 501(c)(4) Organization or political party on behalf of whom such funds were solicited, the amount of the contribution, and a description of the relationship between the candidate and the 501(c)(4) Organization or political party, if any. The report shall be filed on a form created by the Supervisor of Elections for such purpose. A candidate may comply with the reporting requirements of this subsection by filing a one-time report indicating that all contributions to an identified 501(c)(4) Organization or political party were solicited either directly or indirectly by the candidate. Upon filing such report, no further reports shall be required under this subsection for solicitations on behalf the identified 501(c)(4) Organization or political party during any reporting period.</i> (2) <i>Upon commencement of any solicitation activities undertaken on behalf of any 501(c)(4) Organization or political party, each County or municipal elected officer in Miami-Dade County who is not also a candidate for another County or municipal office shall, on a monthly basis for the remainder of the officer's term of office, file an electronic report with the Supervisor of Elections or other applicable filing officer regarding such solicitation activities during the preceding month. The report shall identify each contribution successfully solicited, directly or indirectly, by the officer, the name of the person or entity contributing the funds, the name of the 501(c)(4) Organization or political party on behalf of whom such funds were solicited, the amount of the contribution, and a description of the relationship between the officer and the 501(c)(4) Organization or political party, if any. The report shall be filed on a form created by the Supervisor of Elections for such purpose. A County or municipal elected official may comply with the reporting requirements of this subsection by filing a one-time report indicating that all contributions to an identified 501(c)(4) Organization or political party were solicited either directly or indirectly by the County or municipal elected official. Upon filing such report, no further reports shall be required under this subsection for solicitations on behalf the identified 501(c)(4) Organization or political party during the remainder of the County or municipal elected official's term.</i> (3) <i>Any County or municipal elected officer or candidate who fails to file a report as required by this section on the designated due date shall be subject to a fine of \$50 per day for the first three (3) days and, thereafter, \$500 per day for each day late not to exceed \$5,000. Such fine shall not be an allowable campaign expense and shall be paid only from the personal funds of the candidate or officer. Any candidate or officer may appeal or dispute the fine to the Miami-Dade County Commission on Ethics and Public Trust based upon, but not limited to, unusual circumstances surrounding the failure to file on the designated due date, and may request, and shall be entitled to, a hearing before the Commission on Ethics and Public Trust, which shall have the authority to waive the fine in whole or in part. Any such appeal or dispute shall be made within twenty (20) days after receipt of notice from the Supervisor of Elections that payment is due or such appeal or dispute shall be waived.</i> <u>Fiscal Impact Statement:</u> The proposed resolution would require each candidate for County or municipal office in Miami-Dade County to file an additional electronic report with the Supervisor of Elections or other applicable filing officer specific to any contribution or expenditure reports associated with solicitation activities on behalf of any organization exempt from taxation under Section 501(c)(4) of the Internal Revenue Code of political party. In addition, each County or municipal elected officer in Miami-Dade County who is not also a candidate for another County or municipal officer will, on a monthly basis, file an electronic report upon commencement of any solicitation activities undertaken on behalf of any 501(c)(4) Organization or political report for the remainder of the officer's term of office to the Supervisor of Elections. Should the County or municipal elected officer fail to submit the required report(s), he/she will be subject to fines of up to \$5,000. The Commission on Ethics and Public Trust will be responsible to hear any disputes or appeals related to the fine. Implementation of this ordinance will have no fiscal impact to the County. <u>Social Equity Statement:</u> The proposed ordinance has the potential to provide additional transparency and accountability in government.

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2E 161334	RESOLUTION CALLING COUNTYWIDE SPECIAL ELECTION IN MIAMI-DADE COUNTY, FLORIDA, TO BE HELD ON TUESDAY, NOVEMBER 8, 2016, IN CONJUNCTION WITH THE GENERAL ELECTION FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF MIAMI-DADE COUNTY THE BOND REFERENDUM QUESTION WHETHER TO APPROVE ISSUANCE OF GENERAL OBLIGATION "MINI-BONDS" FOR PURPOSE OF FUNDING CAPITAL IMPROVEMENT PROJECTS, NEW RECREATIONAL FACILITIES, GREENWAYS AND TRAIL FOR MIAMI-DADE COUNTY
Notes	The proposed resolution calls for a countywide special election to be held on Tuesday, November 8, 2016, in conjunction with the General Election, for the purpose of submitting to the qualified electors of Miami-Dade County the bond referendum question whether to approve the issuance of General Obligation "Mini-Bonds" for the purpose of funding capital improvement projects in a principal amount not to exceed \$300,000,000 as needed, in one or more series from time to time. The Bonds will be payable from ad valorem taxes collected within the County to fund these needed recreational projects. Once the capital improvements to the County's parks, recreational facilities, trails and greenways are completed such improvements are expected to be operated and maintained at an estimated annual cost of \$15,000,000 are to be paid from the County's general funds or other legally available sources. The proposed resolution further provides for the following: • Notice of such election will be published in accordance with Section 100.342, Florida Statutes; • The result of such election will be determined by a majority of the qualified electors of Miami-Dade County voting upon the proposal; • The polls at such election will be open from 7:00 a.m. until 7:00 p.m. on the day of such election and all qualified electors of Miami-Dade County, Florida will be entitled to vote at said election. • The County registration books will remain open at the Office of the Miami-Dade County Supervisor of Elections until twenty-nine (29) days prior to the date of such election, at which time the registration books will close in accordance with the provisions of general election laws; • The question will appear on the ballot in the following form: <i>COUNTY PARKS MINI-BOND PROGRAM</i> <i>IN ORDER TO FUND CAPITAL IMPROVEMENT PROJECTS, NEW RECREATIONAL FACILITIES, GREENWAYS AND TRAILS, SHALL THE COUNTY ISSUE GENERAL OBLIGATION BONDS PAID OR SECURED BY AD VALOREM TAXES DERIVED FROM THE ASSESSED VALUE OF PROPERTY IN THE COUNTY IN A PRINCIPAL AMOUNT UP TO THREE HUNDRED MILLION DOLLARS, BEARING INTEREST NOT EXCEEDING MAXIMUM LEGAL RATE, AND MATURING WITHIN THIRTY YEARS FROM ISSUANCE THROUGH A "MINI-BOND" PROGRAM TARGETED TO INCLUDE INDIVIDUAL INVESTORS?</i> • The form of the ballot will be in accordance with the requirements of general election laws; • Early voting will be conducted in accordance with the requirements of general election laws; • Vote-by-mail paper ballots may be used by qualified electors of Miami-Dade County for voting on this question and the form of such vote-by-mail ballots will be in accordance with the requirements prescribed by general election laws; • A sample ballot showing the manner in which the question or proposal aforesaid will appear at this election will be published and provided in accordance with the applicable provisions of general election laws; • This election on the proposal will be held and conducted in accordance with applicable provisions of the general laws relating to elections and the provisions of the Miami-Dade County Home Rule Charter; • The County Mayor or his or her designee, the Finance Director, and the Clerk of the County Commission are authorized and directed to take all appropriate actions necessary to carry into effect and accomplish the provisions of this resolution; • This election will be a nonpartisan election; • Election officials in connection with this election will be appointed in accordance with the provisions of general election laws; and • This election will be canvassed by the County Canvassing Board, and the returns will be reported to the BCC which will ratify the canvass the returns and declare the results of the bond referendum. Background: Miami-Dade County manages more than 280 parks, recreational facilities and greenways spanning over 13,500 acres that provide providing outstanding recreational facilities and programming to more than 2.5 million residents and visitors, making it one of the nation's largest and busiest leisure service agencies. The Florida Greenways and Trails System is made up of existing, planned and conceptual trails and ecological greenways that form a connected, integrated statewide network for the benefit and enjoyment of Miami-Dade County residents and visitors. "Mini-bonds" have recently been used in jurisdictions such as Denver, Colorado to successfully fund recreational and local infrastructure capital improvements to both support the creation of local assets and provide opportunities for residents to invest in their communities. "Mini-bonds" are typically sold in smaller dollar values to target non-institutional investors and allow members of the communities to invest in local recreation improvement projects while at the same time provide the investors with a competitive return on their investment.
2F 161340	RESOLUTION DIRECTING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO PREPARE A REPORT MAKING RECOMMENDATIONS REGARDING THE USE OF IMPACT FEES TO ADDRESS SEA LEVEL RISE IN MIAMI-DADE COUNTY AND PROPOSING FURTHER LEGISLATION TO IMPLEMENT RECOMMENDATIONS
Notes	The proposed resolution directs the County Mayor or Mayor's designee to prepare a report:

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	• Making recommendations as to whether modifications to existing impact fee ordinances or the creation of new impact fee programs would be appropriate to address the additional impacts new development would create on public services or facilities relevant to addressing sea level rise concerns; and • Proposing legislation or other actions that may be necessary to implement any such recommendations. The County Mayor or Mayor's designee will provide the report to the BCC within 180 days of the effective date of this resolution, and will place the completed report on an agenda of the BCC pursuant to Ordinance No. 14-65. Background: Impact fees are pre-development costs paid to help offset the impacts new developments will have on public services and facilities. Miami-Dade County currently collects impact fees for roads, fire and emergency services, police services, parks, and educational facilities. South Florida is considered one of the most vulnerable areas in the country to the consequences of sea level rise to the extent that new development would create additional sea level rise concerns or infrastructure needs in Miami-Dade County.
3A 161185	RESOLUTION APPROVING, PURSUANT TO SECTION 125.38 FLORIDA STATUTES, 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 GREATER SOUTH DADE/SOUTH MIAMI/KENDALL CHAMBER OF COMMERCE, INC., A FLORIDA NOT-FOR-PROFIT CORPORATION, FOR THE PREMISES LOCATED AT 900 PERRINE AVENUE, PALMETTO BAY, FLORIDA, TO BE UTILIZED AS OFFICE SPACE, WITH A TOTAL RENTAL REVENUE TO THE COUNTY ESTIMATED TO BE \$37,549.94, FOR THE INITIAL FIVE-YEAR TERM OF THE LEASE AND THE TWO, TWO-YEAR RENEWAL OPTION PERIODS; AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN; AND DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO PROVIDE AN EXECUTED COPY OF THE RETROACTIVE LEASE AGREEMENT TO THE PROPERTY APPRAISER'S OFFICE WITHIN THIRTY DAYS OF THE EXECUTION OF THE RETROACTIVE LEASE AGREEMENT
Notes	The proposed resolution authorizes execution of the attached Retroactive Lease Agreement (Lease) between Miami-Dade County (County) and the Greater South Dade/South Miami/Kendall Chamber of Commerce, Inc. (Tenant), a Florida not-for-profit corporation, for administrative office space located at 900 Perrine Avenue, Palmetto Bay, Florida with a total rental revenue to the County estimated to be \$37,549.94. More specifically, the resolution does the following: • Authorizes the lease of 2,165 square feet of air-conditioned office space to administer programs, services, and events intended to enhance the economic welfare of the greater South Dade region, including South Miami, Kendall, Cutler Bay, Pinecrest and Palmetto Bay; and • Authorizes an initial lease term of six (6) years, effective retroactively on January 1, 2012, plus two (2) additional two-year renewal option periods. LEASE TERM: Six (6) years, retroactive to January 1, 2012, plus two (2) additional two-year renewal option periods. EFFECTIVE DATES: Commencing on January 1, 2012 and expiring on December 31, 2017. RENTAL RATE: For the period of January 1, 2012 through December 31, 2015, the annual rent for the proposed Lease will be \$1.00 for a total of \$4.00. For the period of January 1, 2016 through December 31, 2016, the rent will be \$5,952.00 (\$2.75 per square foot). For the period of January 1, 2017 through December 31, 2017, the rent will be \$6,071.04 (\$2.80 per square foot). The annual rent will increase by two (2) percent during the renewal option periods. LEASE CONDITIONS: The Tenant will pay all costs associated with the leased property for utilities, including, but not limited to, water, sewer, gas, and electricity. The Tenant will also be responsible for repair and maintenance of the structural portions of the leased property including, but not limited to, the roof, plumbing, flooring, HVAC and electrical systems. CANCELLATION PROVISION: The Tenant will have the right at any time to terminate the Lease by providing the County at least 60 days' written notice of such termination. The County will have the right to terminate the Lease at any time by providing the Tenant at least 90 days' written notice of such termination. According to the Property Appraiser's Office, the assessed value of the property in the year 2015 was \$313,062 and the market value was \$313,062. Fiscal Impact/Funding Source: The County, through the Internal Services Department, is the Landlord of the leased premises. The total rental revenue to the County for the initial lease term will be \$12,027.04. The annual rent will increase by two (2) percent commencing on January 1, 2017, through the renewal option periods. The total projected revenue to the County for the initial lease term and the two (2) two-year renewal option periods is estimated to be \$37,549.94, which will be deposited into the Internal Services Department General Fund subsidy. Background: The Tenant, through Resolution No. R-1264-75, commenced leasing the subject premises from the County in December 1975. The most recent lease agreement was approved by the BCC in December 2002 through Resolution No. R-1391-02, authorizing a five-year initial lease term beginning on January 1, 2003 plus two (2) two-year renewal option periods. The second option to renew period expired on December 31, 2011. Upon expiration of that term, the Tenant expressed an interest in purchasing the property. Discussions occurred between the

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	County and the Tenant regarding the possible purchase of the property and culminated in the decision to execute a new lease agreement. The Tenant has remained in the property under the terms of the prior lease agreement until this proposed Lease is approved. The Tenant will continue to use the property, pursuant to Section 125.38 of the Florida Statutes, for the promotion of the community interests and welfare purposes for which it was organized.
3B 161212	RESOLUTION APPROVING AN INTERLOCAL AGREEMENT BETWEEN BROWARD, PALM BEACH, MIAMI-DADE, AND MONROE COUNTIES, WHERE SUCH AGREEMENT PROVIDES THAT EACH OF THE FOUR COUNTIES WILL PROVIDE \$100,000.00 OVER A TWO-YEAR PERIOD FOR SERVICES RELATED TO THE SOUTHEAST FLORIDA REGIONAL CLIMATE CHANGE COMPACT BY THE INSTITUTE FOR SUSTAINABLE COMMUNITIES AND WHERE BROWARD COUNTY WILL OFFICIALLY RETAIN AND SUPERVISE INSTITUTE FOR SUSTAINABLE COMMUNITIES ON BEHALF OF THE FOUR COUNTIES; AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXECUTE THE ATTACHED INTERLOCAL AGREEMENT AND APPROVE EXTENSIONS OF TIME IF REQUESTED
Notes	The proposed resolution authorizes the County Mayor or County Mayor's designee to execute an Interlocal Agreement (Agreement) with Broward, Palm Beach, and Monroe counties to share costs related to services provided to the Southeast Florida Regional Climate Change Compact (Compact). More specifically, the Agreement does the following: - Commits Miami-Dade County, along with Broward, Palm Beach and Monroe counties, to contribute \$100,000 each over a two-year period (\$50,000 each year for two (2) years) to retain the Institute for Sustainable Communities for coordination and facilitation services; and - Designates Broward County to officially retain and supervise the Institute for Sustainable Communities on behalf of the Compact. The Scope of Services proposes the provision of the following specific services by the Institute for Sustainable Communities: - Coordination of and support for twice-monthly calls between staff of the four (4) counties, biennial retreats for staff of the four (4) counties, Compact working groups, annual Summits, Regional Climate Action Plan workshops, Municipality Working Group workshops, Compact webinars, and Resilient Redesign workshops; - Development and implementation of communications and stakeholder engagement strategies; - Coordination of the second Regional Climate Action Plan analysis and planning process; and - General contract and fundraising support. <u>Fiscal Impact/Funding Source:</u> This Agreement commits Miami-Dade County to provide \$50,000 annually over the next two (2) years, for a total of \$100,000, to fund continued support and engagement of the Institute for Sustainable Communities. The annual \$50,000 allocation will be absorbed in the operating budget of the Office of Resilience in the Department of Regulatory and Economic Resources. The proposed resolution would also allow extensions of this Agreement, provided that any additional County funding is authorized in the annual budget adopted by the BCC or by separate resolution. The Institute for Sustainable Communities supported the Compact's activities from 2013 through 2015 under a \$975,000 grant from The Kresge Foundation. The Kresge Foundation renewed support for the Institute for Sustainable Communities' Compact-related work in 2016 and 2017 but at a lower amount of \$400,000 over two (2) years, or \$200,000 annually. Staff from the four (4) counties committed in 2015 to go through the appropriate procedures for approval from their respective governing boards so that each County can contribute \$50,000 annually going forward for Compact-related work performed by the Institute for Sustainable Communities. The Agreement authorizes the arrangement under which Broward County has agreed to contract with the Institute for Sustainable Communities, supported by \$200,000 annually (\$50,000 from each county, including Broward) from the appropriated funds described above. When combined with The Kresge Foundation funds, the total budget for Institute for Sustainable Communities' Compact activities for 2016 and 2017 will be approximately \$800,000, or \$400,000 per year. <u>Background:</u> The success of the Compact has been underpinned since its inception by the coordination and facilitation services provided by the Institute for Sustainable Communities and/or staff currently employed by the Institute for Sustainable Communities. These efforts have included coordinating and facilitating meetings for the Compact; facilitating workshops with stakeholders; preparing a four-county regional greenhouse gas emissions inventory and assessment; participating in the planning and execution of each of the seven annual Regional Climate Leadership Summits convened to date; creating and managing the Compact website; developing the Regional Climate Action Plan; coordinating the Regional Climate Action Plan implementation workshops and Resilient Redesign adaptation strategy charrettes; writing and editing grant proposals; conducting a municipal implementation survey; facilitating communication among Compact partners; providing a webinar platform for the Compact's use, development and maintenance of the Compact's website; and providing remote and on-site support for various Compact activities. <u>Additional Information:</u> On December 1, 2009, the BCC, through Resolution No. R-1388-09, established the Southeast Florida Regional Climate Change Compact and committed to develop joint policy positions and legislative policy statements with Broward, Palm Beach and Monroe Counties with respect to climate change issues. R-1388-09 also committed to developing a Southeast Florida Regional Climate Change Action Plan with Broward,

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	Palm Beach and Monroe Counties and to participating in a regional climate team and the Second Southeast Florida Regional Climate Change Summit. During the BCC meeting on December 1, 2009, R-1388-09 was discussed as follows: • <i>The Commission noted the proposed Southeast Florida Regional Climate Change Compact had already been approved by Palm Beach, Monroe and Broward County, and if joined by Miami-Dade County (MDC), would link four regions as one to work on mitigation issues and adaptation strategies for water reuse, wetlands, infrastructure hardening, and restoration of the Everglades. It was also noted that any joint policy recommendation by the compact would require BCC approval, and that collaborating with other counties would show the State and federal governments that MDC was a serious partner for finding solutions.</i> • <i>The Commission expressed that the ideas discussed at the (SFRCL) Summit held in Broward last October were valuable; and although MDC joining with other counties to secure additional assistance was supported, there were concerns that Broward, as a partner in the Compact, would publicly work against the best interests of MDC, based on a Broward representative's position that the allocation process for the Energy Efficiency Community Block Grant (EECBG) was unfair. It was noted the EECBG provided critical funding for MDC, and Broward County wanting to modify the current allocation process could result in MDC losing critical resources.</i> • <i>The Commission suggested the resolution be amended to incorporate language that protected the County's interest and to require members of the Compact to not engage in any lobbyist efforts that would result unfavorably for other members of the Compact. In addition, it was suggested that nuclear energy be included as a renewable energy source in the proposed resolution.</i> • <i>The Commission explained that Broward was not advocating against MDC, but took a "me too" approach in order to be included in the next funding cycle. It was noted Broward was measured by unincorporated areas instead of total county population.</i> • <i>Additionally, it was noted that nuclear energy was not included in any of the regional compacts, and that FPL was handling nuclear energy on their own. The Commission pointed out that nuclear energy was not excluded, but was implied in the language written on handwritten page 5, in Section 3.</i> • <i>R-1388-09 was adopted as amended to add the language "and nuclear energy" to Section 3, handwritten page 5, line 6 after the phrase "...and hydrokinetic energy;" and to add the following language to Section 6, "Miami Dade County shall work with the other aforementioned counties, understanding that no counties will work at cross purposes with other counties in developing a Southeast Florida Regional Climate Change action plan."</i> On April 2, 2013, the BCC, through Resolution No. R-240-13, accepted the Southeast Florida Regional Climate Action Plan which included actionable recommendations for regionally coordinated climate change mitigation, adaption strategies, and efforts in building community resilience. The Plan, organized in seven areas, provided the common framework for sustainable communities and transportation planning to be aligned across the region, as implemented. It recognized the need to protect and address our vulnerable water supply, management and infrastructure and to preserve our fragile natural systems and agricultural resources. The plan provided for steps to move towards resilience to the impacts of climate change, and to reduce emissions through exploring alternatives and decreasing our use of energy and fuel. The plan built upon our strength as effective emergency responders and integrated climate change hazards in risk reduction and emergency management planning. Finally, the Regional Climate Action Plan proposed to create a common vocabulary for outreach and public policy development to effectively communicate the steps from risk to resilience with the general public, voters, elected officials and decision makers in Southeast Florida, the state and the nation.