



Miami-Dade Board of County Commissioners
Office of the Commission Auditor

Government Operations Committee Meeting

June 13, 2017
1:30 PM
Commission Chamber

Office of the Commission Auditor
111 N.W. First Street, Suite 1030
Miami, FL 33128
(305) 375-2524

**Government Operations Committee
June 13, 2017 Meeting
Research Notes**

Item No.	Research Notes									
1G1 171064	ORDINANCE RELATING TO IMMOBILIZATION OF VEHICLES WITHOUT CONSENT; AMENDING SECTION 30-476 OF THE CODE; ESTABLISHING REVISED MAXIMUM RATES FOR IMMOBILIZATION OF VEHICLES AT THE REQUEST OF PRIVATE PROPERTY OWNERS AND POLICE AGENCIES WITHOUT PRIOR CONSENT OF THE VEHICLE OWNER OR A DULY AUTHORIZED DRIVER; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE									
Notes	<p>The ordinance amends Section 30-476, establishing revised maximum rates for providing immobilization, recovery, non-consent towing, removal and storage services at the request of a police agency, or a property owner or authorized representative, without the prior consent of the vehicle owner or other authorized person in control of the vehicle. The proposed ordinance revised the maximum rates as follows:</p> <p><i>Removal of Immobilization or Booting Device:</i></p> <table><tr><th></th><th>Current Rate</th><th>Proposed Rate</th></tr><tr><td>Removal</td><td>\$65</td><td>\$92</td></tr><tr><td>Removal where immobilization or booting device operator is still at scene</td><td>\$32.5</td><td>\$46</td></tr></table> <p><u>Fiscal Impact/Funding Source</u> The proposed revision will not have direct fiscal impact to Miami-Dade County (County).</p> <p><u>Background</u> Section 125.0103, Florida Statutes, requires counties to establish maximum rates which may be charged for the towing of vehicles from or immobilization of vehicles on private property, or as directed by law enforcement, without the consent of the vehicle’s owner or authorized operator; and Article III of Chapter 30 of the County Code sets forth the County's towing regulations and provides that the Board of County Commissioners (BCC) shall establish the maximum rates for towing, recovery, storage, and immobilization of vehicles at the direction of law enforcement or from private property at the request of the private property owner without the consent of the vehicle owner or duly authorized driver (“non-consent tows”); and, maximum rates provide a rate ceiling for non-consent tows, storage, and immobilization of vehicles, although individual towers may establish rates that are lower than the maximum permitted rates</p> <p>On June 22, 1999, this Board enacted Resolution No. R-694-99, which established the maximum rate for removal of an immobilization or booting device attached to a vehicle without prior consent of the owner or operator. The BCC subsequently increased the maximum rates for non-consent tows, in 2016, in Ordinance No. 16-59. In Ordinance No. 16-59 the BCC recognized that industry costs have increased substantially, as evidenced by the 37 percent annualized inflation rate in the Consumer Price Index for Transportation and 31 percent annualized inflation rate in the Producer Price Index for Truck Transportation, over the period of 2003 to 2015.</p> <p>Ordinance No. 16-59 rescinded Resolution No. R-694-99 and increased maximum rates for tows, Ordinance No. 16-59 did not establish new maximum rates for vehicle immobilization and</p>		Current Rate	Proposed Rate	Removal	\$65	\$92	Removal where immobilization or booting device operator is still at scene	\$32.5	\$46
	Current Rate	Proposed Rate								
Removal	\$65	\$92								
Removal where immobilization or booting device operator is still at scene	\$32.5	\$46								

**Government Operations Committee
June 13, 2017 Meeting
Research Notes**

Item No.	Research Notes										
	removal of immobilization devices. The rates for vehicle immobilization and removal of immobilization devices have not been increased since 1999.										
1G2 171102	ORDINANCE RELATING TO THE OFFICE OF THE COMMISSION AUDITOR; AMENDING CHAPTER 2, ARTICLE XLVII OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING THAT THE CHAIRPERSON OF THE BOARD OF COUNTY COMMISSIONERS SHALL SELECT THE MEMBERS OF THE AD HOC AUDITOR SCREENING COMMITTEE; PROVIDING THAT SUCH MEMBERS ARE COUNTY COMMISSIONERS; REVISING SELECTION PROCESS AND MINIMUM QUALIFICATIONS FOR THE COMMISSION AUDITOR; PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.										
Notes	<p>The proposed ordinance relating to the Office of the Commission Auditor (OCA) amends Chapter 2, Article XLVII of the County Code:</p> <ul style="list-style-type: none">• Providing that the Chairperson of the Board of County Commissioners (BCC) shall select the members of the Ad Hoc Auditor Screening Committee;• Providing that such members are County Commissioners;• Revising selection process and minimum qualifications for the Commission Auditor. <p>Specifically, the proposed ordinance amends: Section 2-473 of the Code regarding the selection process for the Commission Auditor; Section 2-474 of the Code regarding the minimum qualifications for the Commission Auditor; and Section 2-475 of the Code regarding active State of Florida license for the Commission Auditor.</p> <table><tr><th colspan="3">Code Comparison Chapter 2, Article XLVII Section 2-473 - Section 2-475 Miami-Dade County</th></tr><tr><th>Section</th><th>Current</th><th>Proposed Amendment</th></tr><tr><td>2-473</td><td><p><u>Auditor selection process.</u> The selection process shall be open and competitive and shall include, at a minimum, the following:</p><p>1. Establishment of an Ad Hoc Auditor Screening Committee ("Auditor Screening Committee"), <i>appointed by the Commission</i> and responsible for the screening and preliminary interviewing of candidates. The Auditor Screening Committee shall be composed of <i>five members appointed by the Commission and selected as follows:</i></p><p>a. Two members, preferably certified public accountants, from either a private sector accounting firm or other governmental agency with experience in accounting and financial management operations.</p></td><td><p><u>Auditor selection process.</u> The selection process shall be open and competitive and shall include, at a minimum, the following:</p><p>1. Establishment of an Ad Hoc Auditor Screening Committee ("Auditor Screening Committee"), <i>appointed by the Chairperson</i> of the Commission and responsible for the screening and preliminary interviewing of candidates. The Auditor Screening Committee shall be composed of <i>five members of the Board of County Commissioners appointed by the Chairperson</i> of the Commission.</p></td></tr></table>		Code Comparison Chapter 2, Article XLVII Section 2-473 - Section 2-475 Miami-Dade County			Section	Current	Proposed Amendment	2-473	<p><u>Auditor selection process.</u> The selection process shall be open and competitive and shall include, at a minimum, the following:</p> <p>1. Establishment of an Ad Hoc Auditor Screening Committee ("Auditor Screening Committee"), <i>appointed by the Commission</i> and responsible for the screening and preliminary interviewing of candidates. The Auditor Screening Committee shall be composed of <i>five members appointed by the Commission and selected as follows:</i></p> <p>a. Two members, preferably certified public accountants, from either a private sector accounting firm or other governmental agency with experience in accounting and financial management operations.</p>	<p><u>Auditor selection process.</u> The selection process shall be open and competitive and shall include, at a minimum, the following:</p> <p>1. Establishment of an Ad Hoc Auditor Screening Committee ("Auditor Screening Committee"), <i>appointed by the Chairperson</i> of the Commission and responsible for the screening and preliminary interviewing of candidates. The Auditor Screening Committee shall be composed of <i>five members of the Board of County Commissioners appointed by the Chairperson</i> of the Commission.</p>
Code Comparison Chapter 2, Article XLVII Section 2-473 - Section 2-475 Miami-Dade County											
Section	Current	Proposed Amendment									
2-473	<p><u>Auditor selection process.</u> The selection process shall be open and competitive and shall include, at a minimum, the following:</p> <p>1. Establishment of an Ad Hoc Auditor Screening Committee ("Auditor Screening Committee"), <i>appointed by the Commission</i> and responsible for the screening and preliminary interviewing of candidates. The Auditor Screening Committee shall be composed of <i>five members appointed by the Commission and selected as follows:</i></p> <p>a. Two members, preferably certified public accountants, from either a private sector accounting firm or other governmental agency with experience in accounting and financial management operations.</p>	<p><u>Auditor selection process.</u> The selection process shall be open and competitive and shall include, at a minimum, the following:</p> <p>1. Establishment of an Ad Hoc Auditor Screening Committee ("Auditor Screening Committee"), <i>appointed by the Chairperson</i> of the Commission and responsible for the screening and preliminary interviewing of candidates. The Auditor Screening Committee shall be composed of <i>five members of the Board of County Commissioners appointed by the Chairperson</i> of the Commission.</p>									

**Government Operations Committee
June 13, 2017 Meeting
Research Notes**

Item No.	Research Notes	
	<p>b. Two members from either private sector or non-profit organizations with executive experience and a background in program evaluation; and</p> <p>c. One member who is not an elected official.</p> <p>2. The Miami-Dade County <i>Employee Relations Department</i> shall advertise the availability of the position of Commission Auditor and shall provide the Auditor Screening Committee with a list of qualified candidates.</p> <p>3. The Auditor Screening Committee shall screen, interview and evaluate applicants for the position of Commission Auditor, and propose a slate of the top <i>five</i> candidates for the Commission's consideration. The Auditor Screening Committee shall be staffed by the Employee Relations Department.</p>	<p>2. The Miami-Dade County <i>Human Resources Department, or successor department</i> shall advertise the availability of the position of Commission Auditor and shall provide the Auditor Screening Committee with a list of qualified candidates.</p> <p>3. The Auditor Screening Committee shall screen, interview and evaluate applicants for the position of Commission Auditor, and propose a slate of the top <i>three</i> candidates for the Commission's consideration. The Auditor Screening Committee shall be staffed by the Human Resources Department, or successor department.</p>
2-474	<p><u>Minimum Qualifications.</u> The Commission Auditor shall possess a <i>State of Florida</i> Certified Public Accountant license, and have at least five years of <i>progressive</i> managerial experience in the field of <i>government</i> accounting, auditing <i>and</i> program evaluation.</p>	<p><u>Minimum Qualifications.</u> The Commission Auditor shall possess a Certified Public Accountant license, and have at least five years of managerial experience in the field of accounting, auditing, <i>legislative analysis or</i> program evaluation.</p>
2-475	<p><u>Term of office.</u> The Commission Auditor may be removed from office by a vote of at least two-thirds of the entire Commission. The Commission Auditor shall maintain an active <i>State of Florida</i> Certified Public Accountant license while serving in this position.</p>	<p><u>Term of office.</u> The Commission Auditor may be removed from office by a vote of at least two-thirds of the entire Commission. The Commission Auditor shall maintain an active Certified Public Accountant license while serving in this position.</p>
<p><u>Background</u> The OCA was created and established by a Miami-Dade County Home Rule Charter (Charter) Amendment, adopted by the voters on September 10, 2002. Section 9.10 of the Charter provides that:</p> <p>a) The Commission Auditor, who shall be a Certified Public Accountant (CPA), will be selected by the BCC and shall report directly to the BCC.</p> <p>b) The BCC shall provide by ordinance for the specific functions and responsibilities of the Commission Auditor, which shall include but not be limited to, providing the BCC with</p>		

**Government Operations Committee
June 13, 2017 Meeting
Research Notes**

Item No.	Research Notes
	<p>independent budgetary, audit, management, revenue forecasting, and fiscal analyses of commission policies, and county services and contracts.</p> <p>Ordinances providing functions and responsibilities for OCA are codified in the County Code, primarily in Sections 2-471 through 2-481.</p> <ul style="list-style-type: none">• Ordinance No. 03-2, adopted by the BCC on January 23, 2003, initially delineated OCA's functions and responsibilities as follows:<ul style="list-style-type: none">– The organization and administration of the OCA shall be sufficiently independent to assure that no interference or influence external to the OCA shall adversely affect the independence and objectivity of the Commission Auditor;– The OCA shall be provided a discrete budget and staffing allowance;– The Commission Auditor shall head the OCA, and shall have the power to appoint, employ, and remove such assistants, employees and personnel as deemed necessary for the efficient and effective administration of the affairs of the OCA;– The Commission Auditor shall report solely to and receive direction from the BCC;– The OCA shall have access to all books and records of all departments, boards, agencies, and other entities of the County;– The OCA shall, to the extent required by the annual work program, perform, among others, the following types of audits in accordance with Government Auditing Standards:<ul style="list-style-type: none">○ Financial and compliance audits○ Economic and efficiency audits○ Program result audits○ Special studies○ Contract audits○ Memoranda (Legislative analysis)– The OCA is not intended to duplicate the work of the County's Internal Auditor, Inspector General or Clerk of the Circuit and County Courts, although audits or investigations may from time to time address issues arising from the same function or activity;– The Commission Auditor shall refer matters regarding fraud, abuse or illegality to the the Office of the Inspector General;– The Commission Auditor shall submit a Work Plan for each fiscal year to the BCC for approval;– The Commission Auditor shall submit an annual report to the BCC within 60 days after the close of the fiscal year.– The Commission Auditor will, without amendment to the Work Plan, respond to requests for assistance from individual members of the BCC provided the response requires a relatively minor effort that can be accomplished without disruption to the approved Work Plan.

**Government Operations Committee
June 13, 2017 Meeting
Research Notes**

Item No.	Research Notes
	<ul style="list-style-type: none"> • To the extent provided for in the Annual Work Plan, the Commission Auditor is charged with the following responsibilities: <ul style="list-style-type: none"> – Determine the extent to which legislative policies are being faithfully, efficiently and effectively implemented by the County management and County personnel; – Determine whether County programs are achieving their desired objectives; – Review both the administrative control and executive control systems as established by the County management and departmental personnel, and to determine whether such control systems are adequate and effective in accomplishing their objectives; – Perform audits provided for in Section 6; – Give information to the BCC whenever required regarding any subject relating to the affairs of the County; – Offer input throughout the budgetary process; – Review the reasonableness of all revenue estimates included in the Mayor's and Manager's proposed budgets; – Review all departmental budgets and perform an analysis of the Manager's and Mayor's proposed budgets and make recommendations to the BCC regarding adjustments to the proposed budgets; – Prepare a budget for the County if requested by the BCC; – Determine whether departments, agencies and entities of the County have complied with the fiscal and legislative policies of the BCC; – Provide information on proposals that could adversely affect the County including, but not limited to, the County's credit rating; – Report matters and make recommendations concerning the effectiveness and efficiency of programs and the operation of the County; and – Take exception to improper specific expenditures incurred by any County department, agency or entity. • The objectives of the OCA are to: <ul style="list-style-type: none"> – Review the reasonableness of all revenue estimates included in the Mayor's proposed budget; – Review all departmental budgets, perform analyses and make recommendations to the BCC regarding adjustments to the proposed budget; – Conduct audits, management and legislative analyses, and program evaluations; – Provide legislative research and policy analyses to support regular BCC, Committee, and Subcommittee meetings, as well as workshops or special meetings of the BCC; – Review each agenda to evaluate the rationality and completeness of the information presented, as well as to evaluate the merits and impacts of the proposed transactions and/or legislation; – Provide the BCC with memoranda containing independent assessment of pending legislation, issues and proposals coming before the BCC; – Determine the extent to which legislative policies are being faithfully, efficiently and effectively implemented by the Mayor and County personnel, and provide periodic reports to the BCC as needed;

**Government Operations Committee
June 13, 2017 Meeting
Research Notes**

Item No.	Research Notes		
	<ul style="list-style-type: none"> – Offer input throughout the budgetary process; – Determine whether County programs are achieving their described objectives; and – Determine whether departments, agencies and entities of the County have complied with the fiscal and legislative policies of the BCC. <p><u>Additional Information</u></p> <ul style="list-style-type: none"> • The question that appeared on the ballot on Tuesday, September 10, 2002: <p style="text-align: center;">County Question No. 6</p> <p><u>CHARTER AMENDMENT CREATING THE POSITION OF COMMISSION AUDITOR</u></p> <p>SHALL THE CHARTER BE AMENDED TO CREATE THE OFFICE OF COMMISSION AUDITOR TO BE SELECTED BY AND REPORT DIRECTLY TO THE BOARD OF COUNTY COMMISSIONERS WITH THE RESPONSIBILITY TO PROVIDE THE BOARD BUDGETARY, AUDIT, MANAGEMENT REVENUE FORECASTING, AND FISCAL ANALYSES OF COMMISSION POLICIES, AND COUNTY SERVICES AND CONTRACTS?</p> <table border="1" data-bbox="272 835 1485 900"> <tr> <td data-bbox="272 835 878 900">YES received <u>178,929</u> votes</td><td data-bbox="878 835 1485 900">NO received <u>76,725</u> votes</td></tr> </table> <ul style="list-style-type: none"> • OCA’s audits, research analyses, budget reports, special studies, and all other reports produced by the OCA, including the Annual Reports and Work Plans, are available online. Please use this link http://www.miamidade.gov/auditor/home.asp to view OCA’s reports. 	YES received <u>178,929</u> votes	NO received <u>76,725</u> votes
YES received <u>178,929</u> votes	NO received <u>76,725</u> votes		
1G3 171123 171496 (Sub)	<p>ORDINANCE RELATING TO LAND DEVELOPMENT; AMENDING SECTION 33-1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AMENDING DEFINITIONS; CREATING ARTICLE XXXI.D.1 OF CHAPTER 33; CREATING EMPLOYMENT CENTER PLANNED AREA DEVELOPMENT ZONING DISTRICT (ECPAD) AND ESTABLISHING DEVELOPMENT STANDARDS, FOR ECPAD; CREATING ARTICLE XXXI.D.2 OF CHAPTER 33; CREATING RETAIL ENTERTAINMENT DISTRICT PLANNED AREA DEVELOPMENT ZONING DISTRICT (REDPAD) AND ESTABLISHING DEVELOPMENT STANDARDS FOR REDPAD; AMENDING SECTION 33-284.87; REVISING ILLUMINATION STANDARDS IN STANDARD URBAN CENTER DISTRICT REGULATIONS; CREATING SECTION 33-310.3; AUTHORIZING USE OF DEVELOPMENT AGREEMENTS TO THE EXTENT AUTHORIZED BY LAW; AMENDING CHAPTER 33G; UPDATING SERVICE CONCURRENCY MANAGEMENT PROGRAM TO INCLUDE PREVIOUSLY ADOPTED SCHOOL CONCURRENCY REQUIREMENTS AND OTHER STATUTORY REQUIREMENTS, DELEGATE AUTHORITY TO COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO EXECUTE PROPORTIONATE SHARE MITIGATION AGREEMENTS FOR SCHOOL CONCURRENCY AND MAKE TECHNICAL CHANGES; AMENDING SECTIONS 33-313.1 AND 33-314; PROVIDING FOR COUNTY COMMISSION JURISDICTION OVER APPLICATIONS RELATING TO ECPAD, REDPAD, OR DEVELOPMENT AGREEMENTS; AMENDING SECTIONS 20-8.8 AND 20-26(H); PROVIDING FOR CONTINUED COUNTY JURISDICTION OVER DEVELOPMENT AGREEMENTS AS CONDITIONS OF MUNICIPAL BOUNDARY CHANGES OR INCORPORATIONS; AMENDING SECTION 33B-45; PROVIDING FOR USE OF SEVERABLE USE RIGHTS IN ECPAD, REDPAD, AND OTHER PLANNED AREA DEVELOPMENT DISTRICTS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE</p>		

**Government Operations Committee
June 13, 2017 Meeting
Research Notes**

Item No.	Research Notes
Notes	<p>The proposed ordinance relating to land development amends various Sections of Chapter 33 of the County Code:</p> <ul style="list-style-type: none"> • Amending section 33-1 of the Code; • Creating Article :XXXIII D.1 and Article XXXIII D.2 of Chapter 33; • Creating Employment Center Planned Area Development (ECPAD) and Retail Entertainment District Planned Area Development (REDPAD) zoning districts; • Amending section 33-284.87; • Revising illumination standards in urban center districts; • Creating section 33-310.3; • Authorizing use of development agreements; • Amending chapter 33G; updating concurrency management program; • Amending sections 33- 313.1 and 33-314; • Providing for County Commission jurisdiction over certain applications; • Amending sections 20-8.8 and 20-26(h); • Providing for county jurisdiction over development agreements in case of municipal annexation or incorporation; • Amending section 33B-45; • Providing for severable use rights in Planned Area Development districts. <p>The substitute differs from the original in that it:</p> <ul style="list-style-type: none"> • Amends street and building design standards, • Adds street illustrations, and reorganizes the applicable charts; • Amends landscaping requirements; • Amends Floor Area Ratio standards; • Updates enclosed building requirements for hazardous materials; • Clarifies standards for accommodation uses; • Updates site plan submittal requirements; • Provides that Chapter 24 is not addressed in development agreements; • Updates notice requirements for development agreements; • Revises department functions in concurrency review; and • Corrects a scrivener's error. <p><u>Fiscal Impact/Funding Source</u></p> <p>Implementation of the proposed ordinance will not have a fiscal impact on the County, as it will not result in additional staffing needs or create future operational costs.</p> <p><u>Background</u></p> <p>The ordinance proposes creating two new zoning categories, Employment Center Planned Area Development (ECPAD) and Retail Entertainment District Planned Area Development (REDPAD); standards and processes for reviewing and approving applications in the ECPAD and REDPAD categories; authorizing the use of Development Agreements as a mechanism to</p>

**Government Operations Committee
June 13, 2017 Meeting
Research Notes**

Item No.	Research Notes
	<p>address the mitigation of development impacts in accordance with the Florida Local Government Development Act (Sections 163.3220-163.3243 of the Florida Statutes), also known as "163 Development Agreements;" and updating the Code's Concurrency Management Program and Severable Use Rights (SUR) sections to expand the SUR applicability to the two new planned area development zoning categories.</p> <p>The creation of separate zoning categories for ECPAD and REDPAD provides for site requirements, allowable uses, development parameters and design criteria for such developments. In the case of the ECPAD zoning category, the proposed Code change serves to implement the Comprehensive Development Master Plan's policy to promote the creation of employment centers that allow the integration of business, office, light industrial uses, and limited residential. The REDPAD zoning category will allow large-scale regional projects with retail, business, and entertainment components, along with hotels and other accommodations to serve the area.</p> <p>Additionally, the proposed ordinance recognizes agreements authorized pursuant to the 163 Development Agreements. These types of agreements are used to ensure that infrastructure is provided for developments, and provides a mechanism for developers to reserve concurrency. Other agreements, such as declarations of restriction, do not afford this provision.</p> <p>The proposed ordinance also provides a process for approving large-scale regional projects, establishes standards for such projects, provides a mechanism for municipalities to provide comment, and provides the public with additional opportunities for involvement and feedback by adding an additional public hearing for projects that have a 163 Development Agreement.</p>
<p>1G4 171057</p>	<p>ORDINANCE RELATING TO MUNICIPAL ADVISORY COMMITTEES CREATED FOR THE PURPOSE OF STUDYING THE INCORPORATION OF NEW MUNICIPALITIES; AMENDING SECTION 20-29 OF THE CODE OF MIAMI-DADE COUNTY TO REQUIRE THAT (1) A NOTICE OF ANY MUNICIPAL ADVISORY COMMITTEE PUBLIC HEARING CONTAIN CERTAIN BUDGETARY INFORMATION ABOUT THE PROPOSED NEW MUNICIPALITY, (2) CERTAIN BUDGETARY INFORMATION PERTAINING TO A PROPOSED NEW MUNICIPALITY BE DISPLAYED ON THE APPROPRIATE COUNTY WEBSITE, AND (3) THE CONSULTANT RETAINED TO ADVISE A MUNICIPAL ADVISORY COMMITTEE BE PRESENT AT ANY PUBLIC HEARING HELD BY THE COMMITTEE TO PRESENT CERTAIN BUDGETARY INFORMATION AND THE CONSULTANT'S CONCLUSIONS REGARDING THE PROPOSED NEW MUNICIPALITY; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE</p>
<p>Notes</p>	<p>The proposed ordinance amends Section 20-29 of the County Code and it requires that:</p> <ol style="list-style-type: none"> 1. A notice of any municipal advisory committee public hearing contain certain budgetary information about the proposed new municipality; 2. Certain budgetary information pertaining to a proposed new municipality be displayed on the appropriate county website; and

**Government Operations Committee
June 13, 2017 Meeting
Research Notes**

Item No.	Research Notes
	<p>3. The consultant retained to advise a municipal advisory committee be present at any public hearing held by the committee to present certain budgetary information and the consultant's conclusions regarding the proposed new municipality.</p> <p>The proposed ordinance provides the following additions to Section 20.29 (E):</p> <p><i>Notices of any public hearings held by a municipal advisory committee shall include a summary of the municipal advisory committee's pro forma budget for the proposed municipality, as well as a summary of the budget review report submitted by the consultant retained to advise the municipal advisory committee, pursuant to County Resolution No. R-130-05 (Consultant). Such notices shall also include a side-by-side comparison of the following budgetary information for the proposed new municipality as estimated by the municipal advisory committee and the Consultant:</i></p> <ul style="list-style-type: none"> • <i>Total annual revenues;</i> • <i>Total annual expenditures;</i> • <i>Millage rate; and</i> • <i>Increase, decrease or lack of change in ad valorem taxes.</i> <p><i>The full budgetary information described in such notices shall be displayed on the website related to municipal advisory committees that is maintained by the Office of Management and Budget or its successor department. Additionally, the Consultant shall be present at any such public hearings to make a presentation regarding the municipal advisory committee's pro forma budget, the Consultant's budget review report and the Consultant's conclusions regarding the proposed new municipality, prior to the commencement of public testimony at the public hearing. Notwithstanding the preceding provisions, this ordinance does not require a municipal advisory committee to hold any additional public hearings beyond the two public hearings required by ordinances of the Board of County Commissioners.</i></p> <p><u>Background</u></p> <p>Due to the numerous complex issues that arise from the creation of new municipalities, beginning in 1999, the BCC began creating Municipal Advisory Committees (MACs) to study the issues, provide information to the public in the area under consideration to be incorporated and receive information from the public by conducting public hearings regarding such proposed incorporation; and, as a part of the process of studying the incorporation of a proposed new municipality, the MACs develop and approve a pro forma budget for the potential new city, after receiving information and input from persons including a private consultant hired by the County to assist the MACs, as well as from the County's Office of Management and Budget, and other County Departments, including the Fire Rescue and Police departments. MACs are required by BCC ordinances to conduct two public hearings prior to completing their report.</p>
1G5 171200	ORDINANCE RELATING TO ZONING; AMENDING SECTIONS 33-284.83 AND 33-284.85 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; REVISING THE STANDARD URBAN CENTER DISTRICT REGULATIONS WITH RESPECT TO USES, DENSITY, AND BUILDING

**Government Operations Committee
June 13, 2017 Meeting
Research Notes**

Item No.	Research Notes
	PLACEMENT STANDARDS; ALLOWING MULTI-FAMILY RESIDENTIAL USES IN ADDITIONAL AREAS, PROVIDED THAT CERTAIN CRITERIA ARE MET; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.
Notes	<p>The proposed ordinance relates to zoning, and it:</p> <ul style="list-style-type: none"> • Amends Sections 33-284.83 and 33-284.85 of the County Code; • Revises the standard urban center district regulations with respect to uses, density, and building placement standards; and • Allows multi-family residential uses in the Residential (R) land use category, which currently only permits single-family or duplex residences, provided that certain criteria are met. <p><u>Background</u></p> <p>The County's Comprehensive Development Master Plan (CDMP) designates certain areas in the unincorporated area as Urban Centers, which are intended to be developed in a more compact and efficient urban structure; and which are intended to be moderate-to high intensity design-unified areas that will contain a concentration of different urban functions integrated both horizontally and vertically.</p> <p>The Standard Urban Center District Regulations, set forth in Article XXXIII (K) of Chapter 33 of the County Code, are zoning regulations that govern the development of the County's various designated Urban Centers.</p>
1G6 171180	ORDINANCE RELATING TO CONVEYANCE OF COUNTY PROPERTY; AMENDING SECTION 2-8.6.5 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; CODIFYING IN THE CODE EXISTING COUNTY POLICY THAT PROVIDES FOR LEASE RATHER THAN CONVEYANCE OF COUNTY PROPERTY TO NOT-FOR-PROFIT CORPORATIONS UNLESS OTHER COMPELLING CIRCUMSTANCES JUSTIFY CONVEYANCE; PROVIDING FOR WAIVER WITH A SUPERMAJORITY VOTE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.
Notes	<p>The proposed ordinance relating to conveyance of County property amends section 2-8.6.5 of the County Code; codifies in the Code existing County policy that provides for lease rather than conveyance of County property to not-for-profit corporations, unless other compelling circumstances justify conveyance; and provides for waiver with a supermajority vote.</p> <p>The following is being added to Section 2-8.6.5:</p> <p><i>(4) Conveyances of County property to Not-For-Profit Entities.</i></p> <p><i>(a) Notwithstanding and prevailing over any other provisions of the Code, unless otherwise provided herein, all conveyances to not-for-profit entities for a public purpose or community interest and welfare under section 125.38, Florida Statutes, as may be amended from time to time, will be by lease and not by deed. The BCC may, by resolution adopted by two-thirds vote of the members present, waive the requirements herein that conveyance be by lease upon a finding that a compelling circumstance exists for conveyance of County property to a not-for-profit entity by deed.</i></p>

**Government Operations Committee
June 13, 2017 Meeting
Research Notes**

Item No.	Research Notes
	<p><i>(b) Any not-for-profit entity desiring the conveyance of County property for a public purpose or community interest and welfare will submit a written request to the Director or designee of the County's Internal Services Department or its successor department, identifying the property requested and the proposed use of such property. If the not-for-profit entity desires that the conveyance be by deed, it will include in its written request the specific basis for the compelling circumstances asserted by the entity to justify the conveyance by deed. The Director or designee, will within ten business days of receipt of the request, forward same to the office of the County Commissioner in which district the property is located.</i></p> <p><i>(c) Notwithstanding subsections (a) and (b) above, such requirements will not apply to conveyances of County property to not-for-profit entities which develop such properties in accordance with the County Infill Housing Initiative Program, as codified in Section 17-121 et seq. of the Code, or other County affordable housing and workforce housing programs.</i></p> <p><u>Background</u></p> <p>The BCC adopted Resolution No. R-256-13 on April 2, 2013 which established County policy to lease rather than convey property when conveying property to not-for-profit corporations pursuant to Section 125.38, under Florida Statute, unless other compelling circumstances justify the conveyance. Florida Statute 125.38 allows the County to convey properties by sale or lease to not-for-profit corporations, provided that such properties are not needed for County purposes and will be utilized to promote community interest and welfare.</p> <p>Conveying property via lease, as opposed to sale, allows the County to exercise additional control to ensure that the properties are developed and maintained for the intended purpose. The price or rent for such conveyance is set by the BCC, and can be for nominal or other value. Not-for-profit corporations can apply for tax exempt status in connection with property utilized under a long term lease or owned by such entities. In the event that a not-for-profit corporation applies for and receives a tax exempt status, payments can be made under such leases in lieu of rent.</p>
1G7 171234	ORDINANCE RELATING TO LOCAL PREFERENCE; AMENDING SECTION 2-8.5 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; INCREASING THE MINIMUM NUMBER OF EMPLOYEES A VENDOR MUST EMPLOY IN THE LOCAL BUSINESS LOCATION TO QUALIFY FOR LOCAL PREFERENCE; PROVIDING EXCEPTION FOR SMALL BUSINESS ENTERPRISES; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE.
Notes	<p>The proposed ordinance amends Section 2-8.5 of the County Code to:</p> <ul style="list-style-type: none"> • Require that a vendor's local business location must have served as the place of employment for at least three full-time employees for a continuous period of one year prior to bid or proposal submission. • Provide exception for Small Business Enterprises, whereby the vendor's local business location must have served as the place of employment for at least one full-time employee for a continuous period of one year prior to bid or proposal submission.

Government Operations Committee
June 13, 2017 Meeting
Research Notes

Item No.	Research Notes		
	Code Comparison Section 2-8.5 Miami-Dade County		
	<i>Section</i>	<i>Current</i>	<i>Proposed</i>
	Sec. 2-8.5 <i>Procedure to provide preference to local business in county contracts.</i>	(c) Local business means the vendor has a valid business tax receipt issued by the County at least one year prior to bid or proposal submission, and a physical business address located within the limits of the County from which the vendor operates or performs business. Firms who provide goods or services which are exempt from the County Business Tax Receipt requirements will be required to submit documentation, to the County's satisfaction, demonstrating the physical business presence of the firm within the limits of the County for at least one year prior to bid or proposal submission. Post Office Boxes are not verifiable and will not be used for the purpose of establishing said physical address. In addition to the foregoing, a vendor will not be considered a local business unless it contributes to the economic development and well-being of the County in a verifiable and measurable way. This may include, but not be limited to, the retention and expansion of employment opportunities and the support and increase to the County's tax base. Vendors will affirm in writing their compliance with the foregoing at the time of submitting their bid or proposal to be eligible for consideration as a local business under this section. A vendor who misrepresents the status of its firm under this Section in a proposal or bid submitted to the County will lose the privilege to claim any preference	(c) Local business means the vendor has a valid business tax receipt issued by the County at least one year prior to bid or proposal submission, and a physical business address located within the limits of the County from which the vendor operates or performs business. The vendor must own or lease the Local Business Location and the address or another Local Business Location where the owner maintains the appropriate business permits, must have served as the place of employment for at least three full time employees of the vendor for the continuous period of one year prior to the bid or proposal submission. <i>By exception, in the event the vendor is a Small Business Enterprise certified pursuant to any County ordinance, the vendor's Local Business Location must have served as the place of employment for at least one full time employee of the vendor for the continuous period of one year prior to the bid or proposal submission.</i> The owner of the business may be <i>counted towards the</i> full time employee requirement provided that the owner was paid a salary by the business for the one year period prior to bid or proposal submission at the Local Business Location. Local Firms who provide goods or services which are exempt from the County Business Tax Receipt requirements will be required to submit documentation, to the County's satisfaction, demonstrating the physical business presence of the firm within the limits of the County for

**Government Operations Committee
June 13, 2017 Meeting
Research Notes**

Item No.	Research Notes	
		<p>under this Section for a period of up to one year. The County Mayor, in his discretion, may also recommend that the firm be referred for debarment in accordance with Section 2-8.4.1 of the Code of Miami-Dade County.</p> <p>at least one year prior to bid or proposal submission. Post Office Boxes are not verifiable and will not be used for the purpose of establishing said physical address. In addition to the foregoing, a vendor will not be considered a local business unless it contributes to the economic development and well-being of the County in a verifiable and measurable way. This may include, but not be limited to, the retention and expansion of employment opportunities and the support and increase to the County's tax base. Vendors will affirm in writing their compliance with the foregoing at the time of submitting their bid or proposal to be eligible for consideration as a local business under this section. The County may, in its sole discretion, investigate any claim that a vendor is not a local business and will investigate any vendor that claims a Local Business Location located within an area zoned for residential uses for contracts whose award is valued at \$500,000 or more. The vendor will, as a condition of award of a contract, and at any time after a contract is awarded. Cooperate fully with any investigation which the County decides to conduct in connection with the vendor's claim to be a local business. The obligation to cooperate will include, but not be limited to, the submittal to the County of any document supporting the vendor's claim to being a local business promptly upon request. Such documents will constitute a public record and may not be submitted subject to any confidentiality or public record exemption. The Mayor or designee will provide information on</p>

**Government Operations Committee
June 13, 2017 Meeting
Research Notes**

Item No.	Research Notes		
			any investigation conducted in any recommendation for award of a contract submitted to the BCC. A vendor who misrepresents the status of its firm under this Section in a proposal or bid submitted to the County will lose the privilege to claim any preference under this Section for a period of up to one year. The Mayor, in his discretion, may also recommend that the firm be referred for debarment in accordance with Section 2-8.4.1 of the Code.
2A 171151	RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO FILE AN APPLICATION IN THE MAY 2017 CYCLE OF AMENDMENTS TO THE COMPREHENSIVE DEVELOPMENT MASTER PLAN TO ALLOW THE SR 836 SOUTHWEST EXTENSION PROJECT OUTSIDE OF THE URBAN DEVELOPMENT BOUNDARY AS PROPOSED BY THE MIAMI-DADE EXPRESSWAY AUTHORITY.		
Notes	<p>The proposed resolution related to the Miami-Dade County Comprehensive Development Master Plan (CDMP):</p> <ul style="list-style-type: none"> • Directs the County Mayor to file an application in the May 2017 cycle of amendments to the CDMP to allow the SR 836 Southwest Extension project outside of the Urban Development Boundary (UDB) as proposed by the Miami-Dade Expressway Authority. <p><u>Background</u></p> <p>All the major traffic corridors between SW 137th Avenue and the Homestead Extension to the Florida Turnpike (HEFT) from 8th Street to SW 152nd Street are currently operating at maximum capacity and high levels of congestion, and these conditions will be aggravated by the anticipated population and employment growth in the County. The SR 836 Southwest Extension, proposed by the Miami-Dade Expressway Authority (MDX), is planned as a western beltway that would enhance mobility by providing a safe and expeditious transportation option for people and goods west of 137th Avenue from SW 8th Street to SW 152nd Street, while minimizing impacts on existing residential and environmental areas.</p> <p>The extension of SR 836 in this area would require building the expressway and additional multi-modal transit facilities outside of the UDB, which is currently prohibited by the CDMP. MDX will not be able to pursue further development of the project and construction unless it is consistent with the CDMP. The extension of SR 836 in this area would not be consistent with the CDMP unless the CDMP is amended to allow it.</p>		
2B 171162	RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO COMMENCE PLANNING FOR RE-PROCUREMENT NO LATER THAN TWO YEARS PRIOR TO THE EXPIRATION OF CONTRACTS AND PREQUALIFICATION POOLS FOR		

**Government Operations Committee
June 13, 2017 Meeting
Research Notes**

Item No.	Research Notes
	PURCHASES OF GOODS OR SERVICES; AND DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE ON A QUARTERLY BASIS TO IDENTIFY IN WRITING TO THE COMMISSION AUDITOR THOSE CONTRACTS AND PREQUALIFICATION POOLS THAT ARE SET TO EXPIRE NO LATER THAN TWO YEARS PRIOR TO EXPIRATION
Notes	<p>The proposed resolution relating to procurement:</p> <ul style="list-style-type: none"> • Directs the Mayor or designee to commence the planning for re-procurement and re-advertisement of contracts and prequalification pools for the purchase of goods and services that are subject to BCC approval no later than two years before the expiration of such contracts and prequalification pools inclusive of option-to-renew periods; • Directs the Mayor to, on a quarterly basis, notify and identify in writing to the Commission Auditor those contracts and prequalification pools that are set to expire no later than two years prior to expiration inclusive of option-to-renew periods. Thereafter, every six months, the Mayor or designee shall report to the Commission Auditor in writing the progress of re-advertising and re-procuring the identified contracts and prequalification pools. <p><u>Background</u></p> <p>Section 5.03(D) of the Miami- Dade County Home Rule Charter and Section 2-8.1 of the County Code provide that, whenever practicable, County contracts should be entered into on the basis of a competitive procurement process.</p> <p>From time to time, due to various circumstances and to continue the purchase of vital goods and services, the BCC has been left with little choice but to approve or ratify noncompetitive contract and pool term extensions, additional contracts and pool expenditure authority, because there was insufficient time to complete advertisement and award via a normal procurement process. This tacking on additional time and monies to contracts without a procurement process, frustrates competition, lessens the opportunities for the County to obtain the best value for taxpayer money, and decreases the participation of small and local businesses in County contracting.</p>
2C 171258	RESOLUTION WAIVING BY TWO-THIRDS VOTE OF THE FULL MEMBERSHIP OF THE BOARD OF COUNTY COMMISSIONERS THE RESIDENCY REQUIREMENT AND TERM LIMIT FOR MIAMI-DADE COUNTY DOMESTIC VIOLENCE OVERSIGHT BOARD MEMBER RON L. BOOK, ESQUIRE; AND AUTHORIZING THE REAPPOINTMENT OF RON L. BOOK, ESQUIRE, TO THE MIAMI-DADE COUNTY DOMESTIC VIOLENCE OVERSIGHT BOARD FOR ANOTHER TERM
Notes	<p>The proposed resolution relating to the Miami-Dade County Domestic Violence Oversight Board (DVOB):</p> <ul style="list-style-type: none"> • Waives by two-thirds vote of the full membership of the BCC the residency requirement and term limit for DVOB Member Ron L. Book, Esquire; and • Authorizes the reappointment of Ron L. Book, Esquire, to the DVOB for another term. <p><u>Background</u></p> <p>Ordinance No. 94-156, adopted on September 13, 1994, established the DVOB, which is codified in Article LXVI of the County Code. The DVOB advises the BCC on all matters</p>

**Government Operations Committee
June 13, 2017 Meeting
Research Notes**

Item No.	Research Notes
	<p>affecting or related to domestic violence, including, but not limited to, the use of 15 percent of the proceeds of the local option food and beverage tax collected in accordance with Florida Statutes, section 212.0306.</p> <p>In accordance with section 2-11.38 of the Code, all members of County boards shall be permanent residents of the County, unless the BCC, by a two-thirds vote of the full membership, waives this residency requirement; and, in accordance with section 2-892(d) of the Code, no DVOB member shall serve more than two consecutive and complete terms of four years unless the BCC, by a two-thirds vote of the members present, waives this term limit; and in accordance with section 2-11.38.2 of the Code, no County board member shall serve more than eight consecutive years on any one board unless the BCC, by a two-thirds vote of the members present, waives this term limit.</p> <p>Ron L. Book, Esquire, a permanent resident of Broward County, has served as a member of the DVOB since October 7, 2008.</p>
<p>3A 170746</p>	<p>RESOLUTION AUTHORIZING ADDITIONAL EXPENDITURE AUTHORITY IN A TOTAL AMOUNT UP TO \$1,131,000.00 FOR CONTRACT NO. BW9330-5/20-2 FOR MAINTENANCE SERVICE FOR AUTOMATIC DOORS FOR MULTIPLE COUNTY DEPARTMENTS</p>
<p>Notes</p>	<p>This Resolution authorizes increased expenditure authority of \$1,131,000 to Contract No. BW9330-5-20/2, Maintenance Services for Automatic Doors, for multiple County departments.</p> <p>This non-competitive contract was approved by the Board of County Commissioners on December 7, 2010 pursuant to Resolution No. R-1177-10 for a five-year term plus five, one-year option to renew terms. The contract is used by County departments to purchase parts, preventative maintenance, installation, repair, and technical, emergency and support services for automatic doors and related equipment.</p> <p><u>Fiscal Impact/Funding Source</u></p> <p>The contract is currently in its second option to renew term which expires on December 31, 2017 and has a cumulative allocation of \$17,004,000. The cumulative allocation reflects modifications under delegated authority during the initial and first option to renew terms totaling \$2,137,000. If this request is approved, the contract will have a modified cumulative value of \$18,135,000.</p> <p>The user departments will apply the additional funds requested as follows:</p> <ul style="list-style-type: none"> • The Aviation Department is requesting \$431,000 as its needs have substantially increased due to higher maintenance costs associated with various aging automatic doors as well as a project to upgrade various concourse federal inspection station doors to comply with current U.S. Customs and Border Protection standards. • The Internal Services Department is requesting \$50,000 in additional expenditure authority to maintain recently-acquired buildings, including West Lot, Children's Courthouse, and Overtown South. These facilities are compliant with the Americans with Disabilities Act and therefore have a larger number of automatic doors when

**Government Operations Committee
June 13, 2017 Meeting
Research Notes**

Item No.	Research Notes															
	<p>compared to older buildings. Additionally, there is a \$4.7 million General Obligation Bond project in place aimed at improving Americans with Disabilities Act accessibility within the Stephen P. Clark Center, North Dade Justice Center and Courthouse Center buildings. These projects will require use of this contract for automatic door maintenance.</p> <ul style="list-style-type: none">• Transportation and Public Works is requesting \$650,000 in additional expenditure authority to upgrade automatic doors at numerous Metrorail stations. During recent inspections, 22 doors found throughout Metrorail stations, spanning from the Palmetto to Dadeland South stations, failed the Fire Rescue Department’s fire door code inspections. In order to pass re-inspections, an initiative has been implemented to repair all the station doors and upgrade doors at other facilities, including the Lehman Center, Lehman Maintenance Building and Coral Way Bus Facility. These upgrades will consist of replacing swinging doors with automatic sliding doors as it has been determined that the weight of the swinging door is often an obstacle for elderly and disabled populations. <p><u>Applicable Ordinances and Contract Measures</u></p> <ul style="list-style-type: none">• The User Access Program provision applies where permitted by the funding source.• The Small Business Enterprise Bid Preference and Local Preference Ordinances do not apply.• The Living Wage Ordinance applies.															
3B 171134	RESOLUTION AUTHORIZING ADDITIONAL EXPENDITURE AUTHORITY IN A TOTAL AMOUNT UP TO \$555,000.00 FOR PREQUALIFICATION POOL NO. 1182-0/19 FOR PURCHASE OF TERMITE CONTROL SERVICES FOR COUNTY DEPARTMENTS															
Notes	<p>The proposed resolution authorizes increased expenditure authority of \$555,000 to Prequalification Pool No. 1182-0/19, Termite Control Services. The Aviation and Parks, Recreation, and Open Spaces Departments are requesting additional expenditure authority to continue purchasing termite control services.</p> <p><u>Fiscal Impact/Funding Source</u></p> <p>This pool term, which expires on December 31, 2018, was established with an allocation of \$624,000, which has been modified under delegated authority for \$241,000, resulting in the current cumulative allocation of \$865,000. If this request for an additional \$555,000 is approved, the pool will have a modified cumulative value of \$1,420,000. The table below shows the departmental allocation and funding sources of the addition.</p> <table><tr><th>Department</th><th>Existing Cumulative Allocation(\$)</th><th>Additional Allocation Requested (\$)</th><th>Modified Cumulative Allocation (\$)</th><th>Funding Source</th></tr><tr><td>Animal Services</td><td>23,000</td><td>0</td><td>23,000</td><td>General Fund/ Proprietary Funds</td></tr><tr><td>Aviation</td><td>190,000</td><td>500,000</td><td>690,000</td><td>Proprietary Funds</td></tr></table>	Department	Existing Cumulative Allocation(\$)	Additional Allocation Requested (\$)	Modified Cumulative Allocation (\$)	Funding Source	Animal Services	23,000	0	23,000	General Fund/ Proprietary Funds	Aviation	190,000	500,000	690,000	Proprietary Funds
Department	Existing Cumulative Allocation(\$)	Additional Allocation Requested (\$)	Modified Cumulative Allocation (\$)	Funding Source												
Animal Services	23,000	0	23,000	General Fund/ Proprietary Funds												
Aviation	190,000	500,000	690,000	Proprietary Funds												

**Government Operations Committee
June 13, 2017 Meeting
Research Notes**

Item No.	Research Notes				
	Community Action and Human Services	16,000	0	16,000	General Fund/ Federal Funds
	Corrections and Rehabilitation	3,000	0	3,000	General Fund
	Fire Rescue	92,000	0	92,000	Fire District
	Internal Services	73,000	0	73,000	Internal Service Funds
	Library System	23,000	0	23,000	Library District
	Parks, Recreation, and Open Spaces	63,000	55,000	118,000	General Fund
	PortMiami	20,000	0	20,000	Proprietary Funds
	Public Housing and Community Development	350,000	0	350,000	Federal Funds
	Transportation and Public Works	2,000	0	2,000	DTPW Operating
	Water and Sewer	10,000	0	10,000	Proprietary Funds
	Total:	865,000	555,000	1,420,000	

Background

The County established this prequalification pool on November 7, 2013 for a five-year term under delegated authority. County departments use this pool to issue spot market quotes to purchase two types of termite control services: (1) spot treatment for dry wood termites, and partial and total treatment for subterranean termites; and (2) general fumigation for dry wood termites. The requesting departments will apply the additional funds as follows:

- 1) Aviation is requesting \$500,000 in increased spending to treat multiple tenant-occupied structures with expansive square footage, which are currently infested with termites and affecting tenant welfare. Spot treatment and fumigation services are needed to maximize eradication efforts. The termite infestation is not an incident that was contemplated when this pool was initially established.
- 2) Parks, Recreation, and Open Spaces is requesting \$55,000 in increased spending due to major expansions at Zoo Miami and for newly-acquired divisions. The establishment of Zoo Miami's major exhibit, Florida Wilds, along with the renovations and expansion of Zoo Miami's entrance accounts for increased square footage requiring these services. Two divisions were added to the department, the CO-OP Extension and the Special Taxing Districts and Causeways; both divisions manage multiple facilities and buildings that require ongoing service and maintenance to combat termites. There are also numerous facilities that require increased termite control services due to aging infrastructure.

3C 171135	RESOLUTION APPROVING THE REPLENISHMENT OF THE OVERALL PROGRAM EXPENDITURE LIMIT (OPEL) IN THE AMOUNT OF \$450 MILLION FOR THE MISCELLANEOUS CONSTRUCTION CONTRACTS PROGRAM (MCC)
----------------------	---

**Government Operations Committee
June 13, 2017 Meeting
Research Notes**

Item No.	Research Notes																																		
<p>Notes</p>	<p>The proposed resolution authorizes the replenishment of the Overall Program Expenditure Limit (OPEL) for the Miscellaneous Construction Contracts (MCC) Program. Pursuant to Section 2-8.2.7.01 of the County Code (MCC Program Ordinance), the Program is subject to an OPEL which is set by the Board via resolution. The Internal Services Department (ISD) oversees the Program and is authorized to allocate the OPEL among the MCC Program's Plans-7040 (set-aside for Small Business Enterprise construction firms) and 7360 (open competitive) -following the BCC approval of the replenishment of funds.</p> <p><u>Fiscal Impact/Funding Source</u></p> <p>Funding for projects that utilize the MCC Program are budgeted in each department as part of the annual budget process and approval by the Office of Management and Budget for funding availability is required prior to proceeding with an MCC project.</p> <p><u>Background</u></p> <p>The MCC Program is intended to enhance the contracting opportunities for Community Small Business Enterprises and to facilitate and expedite the award of construction contracts. The OPEL funds the MCC Program's two plans, and the individual projects issued thereunder. The MCC Program process is a consistent and effective means of awarding construction work for small and large projects, including new construction, renovations, repairs and maintenance valued up to \$5 million.</p> <p style="text-align: center;">MCC Departmental Allocation Projection for OPEL Replenishment</p> <table data-bbox="415 1100 1341 1749"> <tr> <th>Department</th><th>Allocation (\$)</th></tr> <tr><td>Aviation</td><td>45,875,000</td></tr> <tr><td>Community Action and Human Services</td><td>10,000,000</td></tr> <tr><td>Corrections and Rehabilitation</td><td>6,950,000</td></tr> <tr><td>Fire Rescue</td><td>15,434,000</td></tr> <tr><td>Internal Services</td><td>26,490,000</td></tr> <tr><td>Libraries</td><td>320,000</td></tr> <tr><td>Parks, Recreation and Open Spaces</td><td>28,000,000</td></tr> <tr><td>Police</td><td>288,035</td></tr> <tr><td>Port of Miami</td><td>37,710,000</td></tr> <tr><td>Public Housing and Community Development</td><td>16,000,000</td></tr> <tr><td>Regulatory Economic Resources</td><td>650,000</td></tr> <tr><td>Solid Waste Management</td><td>21,271,000</td></tr> <tr><td>Transportation and Public Works</td><td>91,000,000</td></tr> <tr><td>Vizcaya Museum and Gardens</td><td>7,011,965</td></tr> <tr><td>Water and Sewer</td><td>143,000,000</td></tr> <tr><td>Total Request</td><td>450,000,000</td></tr> </table>	Department	Allocation (\$)	Aviation	45,875,000	Community Action and Human Services	10,000,000	Corrections and Rehabilitation	6,950,000	Fire Rescue	15,434,000	Internal Services	26,490,000	Libraries	320,000	Parks, Recreation and Open Spaces	28,000,000	Police	288,035	Port of Miami	37,710,000	Public Housing and Community Development	16,000,000	Regulatory Economic Resources	650,000	Solid Waste Management	21,271,000	Transportation and Public Works	91,000,000	Vizcaya Museum and Gardens	7,011,965	Water and Sewer	143,000,000	Total Request	450,000,000
Department	Allocation (\$)																																		
Aviation	45,875,000																																		
Community Action and Human Services	10,000,000																																		
Corrections and Rehabilitation	6,950,000																																		
Fire Rescue	15,434,000																																		
Internal Services	26,490,000																																		
Libraries	320,000																																		
Parks, Recreation and Open Spaces	28,000,000																																		
Police	288,035																																		
Port of Miami	37,710,000																																		
Public Housing and Community Development	16,000,000																																		
Regulatory Economic Resources	650,000																																		
Solid Waste Management	21,271,000																																		
Transportation and Public Works	91,000,000																																		
Vizcaya Museum and Gardens	7,011,965																																		
Water and Sewer	143,000,000																																		
Total Request	450,000,000																																		
<p>3D 171292</p>	<p>RESOLUTION AUTHORIZING ESTABLISHMENT OF PREQUALIFICATION POOL RTQ-00395 IN A TOTAL AMOUNT UP TO \$5,000,000.00 FOR PLAN REVIEW AND INSPECTION SERVICES</p>																																		

**Government Operations Committee
June 13, 2017 Meeting
Research Notes**

Item No.	Research Notes						
	FOR THE REGULATORY AND ECONOMIC RESOURCES DEPARTMENT FOR A TERM OF FIVE YEARS; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO SOLICIT PRICING, AWARD CONTRACTS, EXERCISE ALL PROVISIONS OF THE SOLICITATION DOCUMENTS AND ANY RESULTING CONTRACTS PURSUANT TO SECTION 2-8.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA AND IMPLEMENTING ORDER 3-38, AND ADD VENDORS TO THE POOL AT ANY TIME, SUBJECT TO RATIFICATION BY THE BOARD ON A BIENNIAL BASIS; AND APPROVING CONTRACT NO. RFQ1-00395 TO BUREAU VERITAS NORTH AMERICA, INC., FOR A ONE-YEAR TERM IN AN AMOUNT NOT TO EXCEED \$769,000.00 AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO GIVE NOTICE OF THIS AWARD, ISSUE THE APPROPRIATE PURCHASE ORDER TO GIVE EFFECT TO SAME AND EXERCISE ALL PROVISIONS OF THE CONTRACT PURSUANT TO SECTION 2-8.1 OF THE CODE AND IMPLEMENTING ORDER 3-38						
Notes	<p>The proposed resolution approves the establishment of a Prequalification Pool <i>RTQ-00395, Plan Review and Inspection Services</i>, in a total amount up to \$5,000,000 for the Department of Regulatory and Economic Resources for a term of five years; The ordinance also:</p> <ul style="list-style-type: none">– Authorizes the Mayor or designee to solicit pricing, award contracts, exercise all provisions of the solicitation documents and any resulting contracts pursuant to Section 2-8.1 of the County Code and Implementing Order 3-38, and add vendors to the pool at any time, subject to ratification by the BCC on a biannual basis;– Approves contract No. RFQ1-00395 to Bureau Veritas North America, Inc., for a one-year term in an amount not to exceed \$769,000; and– Authorizes the Mayor or designee to give notice of this award, issue the appropriate purchase order to give effect to same and exercise all provisions of the contract pursuant to section 2-8.1 of the County Code and Implementing Order 3-38 <p>The scope of work under this pool includes inspection and plans examination services, excluding engineering services, for building, roofing, electrical, plumbing and mechanical construction project components. These services will only be accessed in situations where current staffing levels cannot support operations due to:</p> <ul style="list-style-type: none">• Extended absences due to Family Medical Leave Act (FMLA) or vacancies by multiple retirement-eligible employees in the various plan review disciplines;• Increased demand for services due to State-mandated Code changes or projects of large magnitude; and• Emergency response services due to natural disasters. <p><u>Fiscal Impact/Funding Source</u></p> <p>The fiscal impact for the five-year term of the Pool (<i>RTQ-00395</i>) is \$5,000,000. This will be the first time the County establishes a pool for these services. The fiscal impact for the one-year contract (RFQ1-00395) is \$769,000</p> <table><tr><th>Department</th><th>Allocation</th><th>Funding Source</th></tr><tr><td>Regulatory and Economic Resources</td><td>\$769,000</td><td>Proprietary Funds</td></tr></table>	Department	Allocation	Funding Source	Regulatory and Economic Resources	\$769,000	Proprietary Funds
Department	Allocation	Funding Source					
Regulatory and Economic Resources	\$769,000	Proprietary Funds					

**Government Operations Committee
June 13, 2017 Meeting
Research Notes**

Item No.	Research Notes
	<p><u>Background</u> The Department of Regulatory and Economic Resources Construction, Permitting and Building Support Division performs plan review as a prerequisite to issuing building permits and providing inspection services. Plan review and inspection services must be performed within a specific timeframe pursuant to Administrative Order No. 4-115. In an effort to manage unforeseen circumstances so that adherence to the timeframes set under Administrative Order No. 4-115 are not negatively impacted, the Department of Regulatory and Economic Resources will utilize the contract award and prequalification pool on an as-needed basis to address the aforementioned scenarios.</p> <p><u>Applicable Ordinances and Contract Measures</u></p> <ul style="list-style-type: none"> • The two percent User Access Program provision applies and will be collected on all purchases. • For future spot market competitions: the Small Business Enterprise (SBE) Bid Preference and Local Preference ordinances will be applied and an SBE set-aside will apply for spot market competitions up to \$100,000 when there are three or more SSE-certified firms available. • For RFQ1-00395: the Small Business Enterprise (SBE) Bid Preference and Local Preference ordinances did not affect the outcome of the award.
<p>3E 171401</p>	<p>RESOLUTION AUTHORIZING ADDITIONAL TIME OF FIVE YEARS AND EXPENDITURE AUTHORITY IN A TOTAL AMOUNT UP TO \$1,331,000.00 FOR PREQUALIFICATION POOL NO. 8076-0/17 FOR PURCHASE OF DRAINAGE MATERIALS FOR MULTIPLE COUNTY DEPARTMENTS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO SOLICIT PRICING, AWARD CONTRACTS, EXERCISE ALL PROVISIONS OF THE SOLICITATION DOCUMENTS AND ANY RESULTING CONTRACTS PURSUANT TO SECTION 2-8.1 OF THE COUNTY CODE AND IMPLEMENTING ORDER 3-38, AND ADD VENDORS TO THE POOL AT ANY TIME, SUBJECT TO RATIFICATION BY THE BOARD ON A BI-ANNUAL BASIS.</p>
<p>Notes</p>	<p>The proposed ordinance approves an extension of Prequalification Pool No. 8076-0/17, Drainage Materials, for five additional years and increase expenditure authority by \$1,331,000.</p> <p>This pool was approved by the Board in July 2012 for a five-year term and is used by County departments to purchase various drainage materials from qualified suppliers. The drainage materials covered under this pool include, but are not limited to, closed and open joint pipes, catch basins, frames, grates, top slabs, swale inlets, and accessories. The drainage materials purchased will support departmental projects and ensure ongoing drainage efficiency.</p> <p><u>Fiscal Impact/Funding Source</u> This prequalification pool expires on September 30, 2017 and has an existing allocation of \$1,490,000 for five years. If this request for \$1,331,000 is approved, the pool will have a modified cumulative value of \$2,821,000 and will expire on September 30, 2022. The requested increase in expenditure authority is based on anticipated usage during the extension term as follows:</p>

**Government Operations Committee
June 13, 2017 Meeting
Research Notes**

Item No.	Research Notes																														
	<table><tr><th>Department</th><th>Existing Cumulative Allocation</th><th>Addition Allocation Requested</th><th>Modified Cumulative Allocation</th><th>Funding Sources</th></tr><tr><td>Aviation</td><td>190,000</td><td>50,000</td><td>240,000</td><td>Proprietary Funds</td></tr><tr><td>PortMiami</td><td>20,000</td><td>1,000</td><td>21,000</td><td>Proprietary Funds</td></tr><tr><td>Transportation and Public Works</td><td>1,250,000</td><td>1,250,000</td><td>2,500,000</td><td>DTPW Operating – No CITT</td></tr><tr><td>Water and Sewer</td><td>30,000</td><td>30,000</td><td>60,000</td><td>Proprietary Funds</td></tr><tr><td>Total</td><td>\$1,490,000</td><td>\$1,331,000</td><td>\$2,821,000</td><td></td></tr></table> <p style="text-align: center;"><u>Background</u></p> <p>The Transportation and Public Works Department is the largest user of this pool, utilizing it to purchase materials for the installation of new storm water drains, repairs, maintenance and other specialized services. The Aviation and PortMiami Departments use the pool to purchase materials to replace and repair damaged and worn grates, pipes, and accessories. The Water and Sewer Department uses the pool to purchase materials to repair and replace drainage pipes, frames and grates, as well as to purchase materials to support routine new installations and Consent Decree projects.</p> <p>This item is placed for Committee review pursuant to the County Code Section 29-124(f). The BCC may only consider this item if the Citizens' Independent Transportation Trust (CITT) has forwarded a recommendation to the Board prior to the date scheduled for Board consideration or 45 days have elapsed since the issuance of this recommendation. If CITT has not forwarded a recommendation and 45 days have not elapsed since the issuance of this recommendation, a withdrawal of this item will be requested.</p> <p><u>Applicable Ordinances and Contract Measures</u></p> <ul style="list-style-type: none">• The User Access Program provision applies where permitted by the funding source.• The Small Business Enterprise Bid Preference and Local Preference will be applied at the time of spot market competition.• The Living Wage Ordinance does not apply.	Department	Existing Cumulative Allocation	Addition Allocation Requested	Modified Cumulative Allocation	Funding Sources	Aviation	190,000	50,000	240,000	Proprietary Funds	PortMiami	20,000	1,000	21,000	Proprietary Funds	Transportation and Public Works	1,250,000	1,250,000	2,500,000	DTPW Operating – No CITT	Water and Sewer	30,000	30,000	60,000	Proprietary Funds	Total	\$1,490,000	\$1,331,000	\$2,821,000	
Department	Existing Cumulative Allocation	Addition Allocation Requested	Modified Cumulative Allocation	Funding Sources																											
Aviation	190,000	50,000	240,000	Proprietary Funds																											
PortMiami	20,000	1,000	21,000	Proprietary Funds																											
Transportation and Public Works	1,250,000	1,250,000	2,500,000	DTPW Operating – No CITT																											
Water and Sewer	30,000	30,000	60,000	Proprietary Funds																											
Total	\$1,490,000	\$1,331,000	\$2,821,000																												
3F 171384	RESOLUTION APPROVING, BY TWO-THIRDS VOTE OF MEMBERS PRESENT, AN EXCEPTION TO THE POLICY ON SALARIES OF RETIRED COUNTY EMPLOYEES THAT ARE REHIRED AS SET FORTH IN IMPLEMENTING ORDER 7-44, IN CONNECTION WITH THE HIRING OF MR. PEDRO QUINTELA FOR THE POSITION OF RER CODE COMPLIANCE AND TRAINING OFFICER (ENERGY) FOR THE REGULATORY AND ECONOMIC RESOURCES DEPARTMENT; AND WAIVING THIS BOARD’S POLICY THAT SUCH APPROVAL BE GRANTED IN ADVANCE OF HIRING, AS SET FORTH IN IMPLEMENTING ORDER 7-44 AND RESOLUTION NO. R-392-10																														
Notes	The proposed resolution approves the BCC to waive, by a two-thirds vote of the members present, Implementing Order No. 7-44 to retroactively authorize the hiring at an intermediate rate of pay of Pedro Quintela for the position of RER Code Compliance and Training Officer																														

**Government Operations Committee
June 13, 2017 Meeting
Research Notes**

Item No.	Research Notes
	<p>(Energy) in the Department of Regulatory and Economic Resources (RER), effective March 27, 2017.</p> <p><u>Fiscal Impact/Funding Source</u></p> <p>The position is funded from proprietary fees in the RER. The pay range for the RER Code Compliance and Training Officer (Energy) position is between \$68,871.40 and \$112,874.06. At the time of interviewing for the position, Mr. Quintela was employed as Chief Mechanical Inspector for the City of Miami Beach with an annual salary of approximately \$103,500. After the selection process resulted in Mr. Quintela being recommended for hire, Mr. Quintela was contacted and he requested an intermediate salary rate of \$93,000. Based on the result of the interview process and his extensive experience, Mr. Quintela was offered an annual salary of \$92,999.92. Mr. Quintela then resigned his position with the City of Miami Beach and commenced employment with the County in the position of RER Code Compliance and Training Officer (Energy), on March 27, 2017. Mr. Quintela is currently being compensated at the minimum salary in the pay range, pending BBCC approval of this waiver</p> <p><u>Background</u></p> <p>The RER Code Compliance and Training Officer (Energy) position is a new position established August 3, 2016 in order to help address the countywide resilience priority of meeting energy efficiency requirements outlined in the Florida Building Code. Individuals with expertise in the Building Code mechanical discipline are ideal candidates for this position, as they are responsible for enforcing this part of the Code in the building permitting process. The Energy Building Code is one of the most complex portions of the Code, but deemed a critical area of focus to help meet resiliency goals. The Code Compliance and Training Officer (Energy) position has an interdisciplinary focus as it intersects with various aspects of building, roofing, electrical and mechanical trades, requiring the ability to analyze construction documents and onsite inspections to determine and verify that all individual trades are in compliance with the Building Code and the applicable energy standards.</p>