



MEMORANDUM

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CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA**

Agenda Item No. 7(F)

TO: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

DATE: November 20, 2008

(Second Reading 1-22-09)

FROM: R. A. Cuevas, Jr.
County Attorney

SUBJECT: Ordinance relating to the
Safe Neighborhood Parks
Ordinance, Citizens Oversight
Committee; amending Section
25B-23 of the Code of Miami-
Dade County

Ordinance No. 09-09

The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Katy Sorenson.

R. A. Cuevas, Jr.
County Attorney

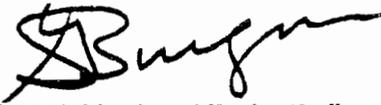
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Memorandum



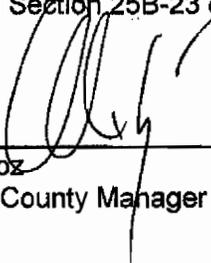
Date: January 22, 2009

To: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

From: George M. Burgess
County Manager 

Subject: Ordinance relating to Safe Neighborhood Parks Ordinance, Citizens Oversight Committee; amending Section 25B-23 of the Code of Miami-Dade County

The ordinance relating to Safe Neighborhood Parks Ordinance, Citizens Oversight Committee; amending Section 25B-23 of the Code will not have a fiscal impact to Miami-Dade County.



Alex Munoz
Assistant County Manager

fis01309

2



MEMORANDUM
(Revised)

TO: Honorable Chairman Dennis C. Moss **DATE:** January 22, 2009
and Members, Board of County Commissioners

FROM: 
R. A. Cuevas, Jr.
County Attorney

SUBJECT: Agenda Item No. 7(F)

Please note any items checked.

- "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Bid waiver requiring County Manager's written recommendation
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- Housekeeping item (no policy decision required)
- No committee review

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 7(F)
1-22-09

ORDINANCE NO. 09-09

ORDINANCE RELATING TO THE SAFE NEIGHBORHOOD PARKS ORDINANCE, CITIZENS OVERSIGHT COMMITTEE; AMENDING SECTION 25B-23 OF THE CODE OF MIAMI-DADE COUNTY; PROVIDING THAT COMMITTEE MEMBERS MAY BE REAPPOINTED FOR MORE THAN EIGHT CONSECUTIVE YEARS WITHOUT A TWO (2) YEAR HIATUS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA:

Section 1. Section 25B-23 of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:¹

ARTICLE III

SAFE NEIGHBORHOOD PARKS ORDINANCE*

Sec. 25B-23. Administration.

(a) *The Citizens' Oversight Committee.* A Citizens' Oversight Committee ("Committee") will be formed to oversee the disbursement of the proceeds from the sale of the bonds. The Committee will have thirteen (13) members; one (1) residing in each of Miami-Dade County's thirteen (13) commission districts. Members of the Committee shall be residents of Miami-Dade

¹ Words stricken through and/or [[double bracketed]] shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged.

County who possess outstanding reputations for civic pride, integrity, responsibility and business or professional ability and experience or interest in the fields of recreation, conservation of natural resources or land use planning. The Committee, as defined below, will be comprised of members who are representative of the geographic, ethnic, racial and gender make-up of the County.

- (1) *Selection.* Each member of the Board of County Commissioners shall appoint one representative to the Committee. Each representative shall reside in the appointing commissioner's district.

- (2) *Term.* The Committee members shall serve two-year terms, and may be reappointed. The terms shall be staggered, with the representatives of the evenly-numbered districts scheduled for replacement or reappointment after the first year. Members of the Committee shall not be compensated for their services. >>Notwithstanding Section 2-11.38.2, Committee members may be reappointed for more than eight (8) consecutive years without a two (2) year hiatus.<<

- (3) *Powers and duties.* The Committee shall have the following powers and duties:
 - (i) To oversee the deposit and disbursement of the bond proceeds in accordance with the terms of this article;

 - (ii) To issue solicitations for all grants, to evaluate, disqualify, and rank challenge grant proposals, and to recommend the award of grants in accordance with the terms of this article;

 - (iii) To identify funding to reimburse the County for the reasonable costs of providing staff to the Committee, in the process of the oversight and grant management of this article, which funding may include amounts available under this Bond program if the costs of staffing are related to individual projects authorized by this article;

- (iv) To promulgate rules consistent with this article for the conduct of its meetings and the discharge of its responsibilities;
 - (v) To perform such other functions as are set forth for the Committee in this article.
- (4) *Deposit of bond proceeds.* All proceeds of the sale of the bonds shall be delivered to the Director of the Finance Department of Miami-Dade County who shall deposit those proceeds in the Trust Account, not to be commingled with other funds of the County, to be disbursed solely for the purposes set forth in this article. Miami-Dade County, itself or through independent auditors, shall have the right at all times to audit the books and records of the Committee.
- (5) *Staff.* The County Manager and the County Attorney shall provide to the Committee adequate staff and support services to enable the Committee to carry out its duties and responsibilities.

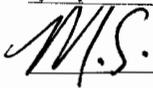
Section 2. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 3. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance, including any sunset provision, shall become and be made a part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

Section 4. This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

PASSED AND ADOPTED: January 22, 2009

Approved by County Attorney as
to form and legal sufficiency:

Prepared by:

Martin W. Sybblis

Prime Sponsor: Commissioner Katy Sorenson