

MEMORANDUM

Agenda Item No. 7(C)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: May 21, 2013

(Second Reading 7-2-13)

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

SUBJECT: Ordinance amending Section
2-1311 of the Code, to add a
sunset provision

Ordinance No. 13-65

The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Sally A. Heyman.



R. A. Cuevas, Jr.
County Attorney

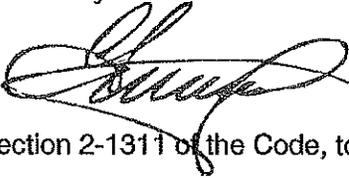
RAC/jls

Memorandum



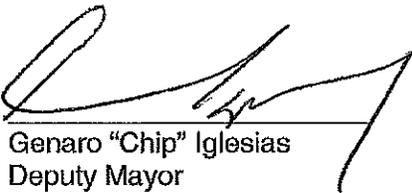
Date: July 2, 2013

To: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

From: Carlos A. Gimenez
Mayor 

Subject: Ordinance Amending Section 2-1311 of the Code, to Add a Sunset Provision

The proposed ordinance amends Section 2-1311 of the Code related to the Dial-A-Life program and adds a sunset provision. Implementation of this ordinance will not have a fiscal impact to the County.


Genaro "Chip" Iglesias
Deputy Mayor

Fis6313



MEMORANDUM

(Revised)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: July 2, 2013

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

SUBJECT: Agenda Item No. 7(C)

Please note any items checked.

- "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
- Ordinance creating a new board requires detailed County Mayor's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous ____) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 7(C)
7-2-13

ORDINANCE NO. 13-65

ORDINANCE AMENDING SECTION 2-1311 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, TO ADD A SUNSET PROVISION; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

WHEREAS, Miami-Dade County created the Dial-A-Life program in 2001 to provide free cell phones to the disadvantaged for emergency use only; and

WHEREAS, services such as Safelink or Assurance Wireless already provide free cell phones for emergency use only to individuals who are low income, disabled, parent of a disabled child, elderly, or a victim of domestic abuse; and

WHEREAS, the services provided by the Miami-Dade County's Dial-A-Life program are no longer necessary,

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

Section 1. Section 2-1311 of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:¹

ARTICLE LXXXIX. DIAL-A-LIFE PROGRAM

Sec. 2-1311. Creation; operations.

* * *

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.

>>C. Sunset. The provisions of this ordinance shall sunset on June 15, 2013, unless otherwise reenacted by the Board of County Commissioners.<<

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: July 2, 2013

Approved by County Attorney as
to form and legal sufficiency:



Prepared by:



William X. Candela

Prime Sponsor: Commissioner Sally A. Heyman