

MEMORANDUM

Agenda Item No. 7(C)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: (Second Reading 2-3-15)
December 16, 2014

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

SUBJECT: Ordinance related to the
Community Image Advisory
Board; renaming the Community
Image Advisory Board as "Neat
Streets Miami"; amending Article
XCII of the Code; replacing
references to "Community Image
Advisory Board" with "Neat
Streets Miami"; providing that all
references to the Community
Image Advisory Board in Board
enactments and other documents
shall be deemed to be references
to Neat Streets Miami; directing
the Mayor to discontinue the use
of the name Community Image
Advisory Board and use the
name the Neat Streets Miami in
all documents, signage, and other
references

Ordinance No. 15-04

The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Dennis C. Moss.



R. A. Cuevas, Jr.
County Attorney

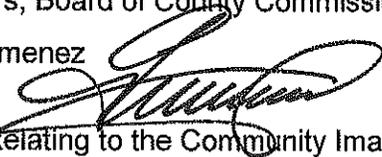
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Memorandum



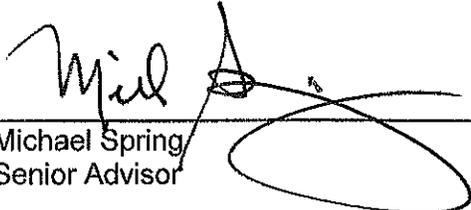
Date: February 3, 2015

To: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

From: Carlos A. Gimenez
Mayor 

Subject: Ordinance Relating to the Community Image Advisory Board; renaming as "Neat Streets Miami"

The Parks, Recreation and Open Spaces department estimates that the name change will necessitate updates to the web site, collateral materials, equipment and related items, resulting in a one-time fiscal impact of approximately \$3,000. Staff is soliciting donations from Neat Streets Miami partners to offset these costs.


Michael Spring
Senior Advisor



MEMORANDUM
(Revised)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: February 3, 2015

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)
2-3-15

ORDINANCE NO. 15-04

ORDINANCE RELATED TO THE COMMUNITY IMAGE ADVISORY BOARD; RENAMING THE COMMUNITY IMAGE ADVISORY BOARD AS "NEAT STREETS MIAMI"; AMENDING ARTICLE XCII OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; REPLACING REFERENCES TO "COMMUNITY IMAGE ADVISORY BOARD" WITH "NEAT STREETS MIAMI"; PROVIDING THAT ALL REFERENCES TO THE COMMUNITY IMAGE ADVISORY BOARD IN BOARD ENACTMENTS AND OTHER DOCUMENTS SHALL BE DEEMED TO BE REFERENCES TO NEAT STREETS MIAMI; DIRECTING THE MAYOR OR DESIGNEE TO DISCONTINUE THE USE OF THE NAME COMMUNITY IMAGE ADVISORY BOARD AND USE THE NAME THE NEAT STREETS MIAMI IN ALL DOCUMENTS, SIGNAGE, AND OTHER REFERENCES; 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. The Community Image Advisory Board is hereby renamed "Neat Streets Miami."

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

ARTICLE XCII. ~~[[COMMUNITY IMAGE ADVISORY BOARD]]>>NEAT STREETS MIAMI<<~~

Sec. 2-1334. Purpose.

~~[[The Advisory Board]]>>Neat Streets Miami<< shall be responsible for establishing the yearly Community Image plans, including budget and initiative priorities, based on the following Community Image 2000 Goals:~~

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.

* * *

- (10) The education of the community regarding the goals of ~~[[the Advisory Board]]~~>>Neat Streets Miami<<, especially roadway and transportation gateway beautification.

Sec. 2-1335. Organization of the Board>>for Neat Streets Miami<<.

- 1. *Membership.* The ~~[[Advisory]]~~ Board >>for Neat Streets Miami<< shall be made up of the following members:

* * *

Notwithstanding the foregoing, the ~~[[Advisory]]~~ Board >>for Neat Streets Miami<< shall be permitted, by majority vote, to alter the composition of the ~~[[Advisory]]~~ Board >>for Neat Streets Miami<< without further amendment of this Ordinance. To the extent the ~~[[Advisory]]~~ Board >>for Neat Streets Miami<< creates new membership categories under this paragraph, the ~~[[Advisory]]~~ Board >>for Neat Streets Miami<< shall notify the Clerk of the Board of County Commissioners of the new membership category created. Persons selected to fill new membership categories created by the ~~[[Advisory]]~~ Board >>for Neat Streets Miami<< shall be appointed in accordance with Section (2), below.

- 2. *Appointment of Chairperson and Members of* ~~[[Advisory Board]]~~>>Neat Streets Miami<<. The Chairperson of the ~~[[Advisory]]~~ Board >>for Neat Streets Miami<< shall be appointed by the Chairperson of the Board of County Commissioners. A person designated by the ~~[[Advisory]]~~ Board >>for Neat Streets Miami<< shall contact each of the organizations, companies, and municipalities referenced in Section (1) above, and shall request that each of these organizations, companies, and municipalities submit the names of at least one (1) interested and eligible nominee. The membership slots for municipalities created under Section (1)(c) shall be filled on a first-come, first-served basis. These nominees shall be submitted to the ~~[[Advisory]]~~ Board >>for Neat Streets Miami<< in the form of a report for approval and appointment to the ~~[[Advisory]]~~ Board >>for Neat Streets Miami<<.

3. *Unfilled Membership Vacancies.* If any membership slot created under Section (1) remains unfilled for a period of three (3) months from the date the vacancy occurs, then the ~~[[Advisory]]~~ Board >>for Neat Streets Miami<< may fill said vacant membership slot as if that slot were designated for an at-large member under Section (1).
4. *Meetings.* The ~~[[Advisory]]~~ Board >>for Neat Streets Miami<< shall hold regular meetings, no less than six times per year, and such other meetings as it deems necessary. Ten (10) of the duly appointed and sitting members of the ~~[[Advisory]]~~ Board >>for Neat Streets Miami<< shall constitute a quorum. Minutes shall be kept of all meetings of the ~~[[Advisory]]~~ Board >>for Neat Streets Miami<< and all meetings shall be duly noticed to the public.
5. *Applicability of County Rules and Procedures.* The ~~[[Advisory]]~~ Board >>for Neat Streets Miami<< shall at all times operate under the Florida Open Government laws, including the "Sunshine Law," public meeting laws and public records laws and shall be governed by all State and County conflict of interest laws, as applicable, including the Miami-Dade County Conflict of Interest and Code of Ethics Ordinance, Section 2-11.1 of the Code of Miami-Dade County.
6. *Attendance Requirement.* Notwithstanding any other provision of this Code, any ~~[[Advisory Board]]~~ >>Neat Streets Miami Board<< member shall be automatically removed if, in a given fiscal year he or she is absent from more than 50% of the year's meetings. A member shall be deemed absent from a meeting when he or she is not present at the meeting at least seventy-five percent of the time. By a one-third (1/3) vote of the members present, the provisions of this section may be waived.
7. *Compensation.* Members of the ~~[[Advisory]]~~ Board >>for Neat Streets Miami<< shall serve without compensation, but shall be entitled to reimbursement for necessary expenses incurred in the discharge of their duties.
8. *Staff and Facility Support.* The County Mayor and County Attorney shall provide such staff support to the ~~[[Advisory]]~~ Board >>for Neat Streets Miami<< as may be necessary to accomplish its purpose. The County Mayor will provide such facilities as the ~~[[Advisory]]~~ Board >>for Neat Streets Miami<< may deem necessary to accomplish its purposes.

Sec. 2-1336. Function.

1. *Submittal of Semi-annual Reports.* The ~~[[Advisory]] Board~~ >>for Neat Streets Miami<< shall be responsible for providing two (2) reports per year for the duration of its existence, the first of which shall be submitted to the Board within three (3) months following the passage of this article or the first meeting of the ~~[[Advisory]] Board~~ >>for Neat Streets Miami<<, whichever is later. Each subsequent semi-annual report will be submitted within six (6) months following the submittal of the prior report, but provided that no more than two (2) reports need be presented to the Board of County Commissioners in one (1) year. For purposes of this article, a year shall be the 365 contiguous days following the submittal of the first Semi-annual report, regardless of whether those 365 days fall in a single calendar year.
2. *Contents of the Semi-annual Reports.* The first semi-annual report in a given year shall contain ~~[[the—Advisory Board's]]~~ >>Neat Streets Miami's<< prioritization of the Community Image Goals, as set forth in Section 2 (A), above, with the highest priority given to the Community Image Goal most necessary for the enhancement of tourism. This report will include an analysis detailing which County departments, if any, have an existing responsibility and budget allotment to undertake the Community Image Goal. The second semi-annual report will provide an action plan for each of the Goals, including which County departments should be responsible to undertake the proposed action(s). The second semi-annual report will detail the approximate budget required for each of the proposed actions, shall constitute the final Community Image plan to be submitted to the Board for consideration, and will contain ~~[[the—Advisory Committee's]]~~ >>Neat Streets Miami's<< final action plan based on the priorities and budgets contained therein.
3. The ~~[[Advisory]] Board~~ >>for Neat Streets Miami<< may promulgate rules consistent with this article for the conduct of its meetings and the discharge of its responsibilities under this article. Any rules promulgated by the ~~[[Advisory]] Board~~ >>for Neat Streets Miami<< under this section shall be submitted to the Board of County Commissioners for ratification.

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Section 3. All references to the Community Image Advisory Board in enactments of the Board, including, but not limited to, ordinances, resolutions, implementing orders, regulations, rules, and provisions of the Code or any other document shall be deemed to be references to Neat Streets Miami. All other references to the Community Image Advisory Board in any other documents shall be deemed to be references to Neat Streets Miami.

Section 4. Directs the Mayor or designee to discontinue the use of the name Community Image Advisory Board and use the name the Neat Streets Miami in all documents, signage, and other references.

Section 5. 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 6. 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 7. 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: February 3, 2015

Approved by County Attorney as
to form and legal sufficiency:



Prepared by:



Miguel A. Gonzalez

Prime Sponsor: Commissioner Dennis C. Moss