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

MEMORANDUM

Agenda Item No. 14(A)(60)

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

DATE: July 21, 2009

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

SUBJECT: Resolution rejecting County Manager's recommendations for the new County Bond Counsel Pool, Authority Bond Counsel Pool and Disclosure Counsel Pool

Resolution No. R-1059-09

This resolution was amended by the Budget, Planning and Sustainability Committee to delete the words stricken through and to add the words underlined, as indicated in the item. Also, the caption is new and replaces the old caption in its entirety. The attached amending resolution differs from the County Manager's item in that it rejects the Manager's recommendations for the establishment of a new County Bond Counsel Pool, Authority Bond Counsel Pool and Disclosure Counsel Pool and extends the current County Bond Counsel Pool, Authority Bond Counsel Pool and Disclosure Counsel Pool for twelve months.

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor the Budget, Planning and Sustainability Committee.

R. A. Cuevas, Jr.
County Attorney

RAC/jls

MEMORANDUM

(Revised)

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

DATE: July 21, 2009

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

SUBJECT: Agenda Item No. 14(A)(60)

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 Mayor'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. 14(A)(60)
7-21-09

RESOLUTION NO. **R-1059-09**

RESOLUTION REJECTING COUNTY MANAGER'S RECOMMENDATIONS FOR NEW COUNTY BOND COUNSEL POOL, AUTHORITY BOND COUNSEL POOL AND DISCLOSURE COUNSEL POOL; AND APPROVING EXTENSION OF CURRENT COUNTY BOND COUNSEL POOL, AUTHORITY BOND COUNSEL POOL AND DISCLOSURE COUNSEL POOL FOR PERIOD OF TWELVE MONTHS

>>WHEREAS, this Board previously extended the County's current County Bond Counsel Pool, Authority Bond Counsel Pool and Disclosure Counsel Pool for six months until August 2, 2009 or until new pools are established, whichever occurs first; and

WHEREAS, the County Manager presented his recommendations for the approval by this Board of a new County Bond Counsel Pool, Authority Bond Counsel Pool and Disclosure Counsel Pool to the Budget, Planning and Sustainability Committee ("Committee") on three separate occasions; and

WHEREAS, at its July 14, 2009 meeting, the Committee failed to approve the County Manager's recommendations and instead amended the County Manager's item to provide that the County's current County Bond Counsel Pool, Authority Bond Counsel Pool and Disclosure Counsel Pool be extended for a period of twelve months,<<[1]

[[~~WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,~~]]

[1] Committee amendments are indicated as follows: words stricken through and/or [[double bracketed]] shall be deleted, words underscored and/or >>double arrowed<< constitute the amendment proposed.

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NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, >>that the County Manager's recommendations for the establishment of a new County Bond Counsel Pool, Authority Bond Counsel Pool and Disclosure Counsel Pool are rejected and the County's current County Bond Counsel Pool, Authority Bond Counsel Pool and Disclosure Counsel Pool are extended for a period of twelve months.<< [[~~that this Board approves the appointment of Squire, Sanders & Dempsey LLP along with Y3K Holdings, Inc. d/b/a KnoxSeaton; and Greenberg Traurig, P.A. along with Edwards & Associates, P.A.; and Hogan & Hartson LLP along with the Law Offices of Steve E. Bullock, P.A., to serve in the County Bond Counsel Pool; the appointment of Bryant Miller Olive P.A. along with Manuel Alonso-Poch, P.A.; and Foley & Lardner LLP along with Richard Kuper, P.A.; and Akerman Senterfitt along with the Law Offices of Michael Diaz, to serve in the Authority Bond Counsel Pool; and the appointment of Hunton & Williams LLP along with the Law Offices Thomas H. Williams, Jr., P.L.; and Nabors, Giblin & Nickerson, P.A. along with Liebler, Gonzalez & Portuondo, P.A.; and Edwards Angell Palmer & Dodge LLP along with Rasco Reininger Perez Esquenazi & Vigil P.L. to serve in the Disclosure Counsel Pool, and authorizing the County Mayor or County Mayor's designee to establish the Pools for and on behalf of Miami-Dade County.~~]]

The Prime Sponsor of the foregoing resolution is Budget, Planning and Sustainability Committee. It was offered by Commissioner **Barbara J. Jordan**, who moved its adoption. The motion was seconded by Commissioner **Dennis C. Moss** and upon being put to a vote, the vote was as follows:

Dennis C. Moss, Chairman	**aye**		
Jose "Pepe" Diaz, Vice-Chairman	**aye**		
Bruno A. Barreiro	**aye**	Audrey M. Edmonson	**absent**
Carlos A. Gimenez	**absent**	Sally A. Heyman	**absent**
Barbara J. Jordan	**aye**	Joe A. Martinez	**absent**
Dorrin D. Rolle	**aye**	Natacha Seijas	**aye**
Katy Sorenson	**absent**	Rebeca Sosa	**absent**
Sen. Javier D. Souto	**aye**		

The Chairperson thereupon declared the resolution duly passed and adopted this **23rd day** of July, 2009. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: **DIANE COLLINS**
Deputy Clerk

Approved by County Attorney as to
form and legal sufficiency.

Gerald T. Heffernan