

MEMORANDUM

Agenda Item No. 5(A)

TO: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

DATE: July 7, 2022

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution renaming the
South Miami-Dade Cultural
Arts Center the "Dennis C.
Moss Cultural Arts Center"
by a three-fifths vote of
Board members present;
suspending rule 9.02(d)(ii) by
a two-thirds vote of
commissioners present as it
relates to this item

The accompanying resolution was prepared and placed on the agenda at the request of Co-Prime Sponsors Commissioner Danielle Cohen Higgins and Commissioner Kionne L. McGhee, and Co-Sponsor Chairman Jose "Pepe" Diaz.



Geri Bonzon-Keenan
County Attorney

GBK/ks



MEMORANDUM

(Revised)

TO: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

DATE: July 7, 2022

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 5(A)

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
- ☐ Statement of social equity 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 present ☒, 2/3 membership ☐, 3/5's ☒, unanimous ☐, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) ☐, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) ☐, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) ☐ 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. 5(A)
7-7-22

RESOLUTION NO. _____

RESOLUTION RENAMING THE SOUTH MIAMI-DADE CULTURAL ARTS CENTER THE “DENNIS C. MOSS CULTURAL ARTS CENTER” BY A THREE-FIFTHS VOTE OF BOARD MEMBERS PRESENT; SUSPENDING RULE 9.02(D)(II) BY A TWO-THIRDS VOTE OF COMMISSIONERS PRESENT AS IT RELATES TO THIS ITEM

WHEREAS, the South Miami-Dade Cultural Arts Center is a Miami-Dade County owned and operated facility located at 10950 SW 211 Street; and

WHEREAS, Dennis C. Moss (“Commissioner Moss”) is a lifelong resident of south Miami-Dade County and the former District 9 Commissioner, having left office on November 17, 2020, due to term limits; and

WHEREAS, Commissioner Moss was first elected to represent Miami-Dade County Commission District 9 in 1993; and

WHEREAS, Commissioner Moss worked tirelessly in the aftermath of Hurricane Andrew to rebuild south Miami-Dade; and

WHEREAS, among his many accomplishments, Commissioner Moss helped save the Homestead Air Reserve Base after the federal government listed it as a base to be closed; and

WHEREAS, Commissioner Moss also advocated for the South Miami-Dade Cultural Arts Center, including legislation that let directly to its creation; and

WHEREAS, Commissioner Moss was instrumental in the creation of a grant program to assist locally-owned small businesses; and

WHEREAS, additionally, Commissioner Moss has been actively involved in many community organizations including the South Dade Alliance for Black Neighborhood Development, the Metro-Miami Action Plan Trust, the Land Use and Water Planning Task Force, the South Florida Regional Planning Council, and the Richmond Perrine Optimist Club; and

WHEREAS, Rule 9.02 of the Board's Rules of Procedure provides that resolutions regarding proposed naming, renaming or co-designation of Miami-Dade County roads, facilities or property shall be sponsored by the district commissioner where the road, facility or property is located and shall be considered at a public hearing; and

WHEREAS, Rule 9.02 also provides that the Board may by a three-fifths vote of the Board members present name a County road, facility or property after a living individual who "has made a direct, significant lifetime contribution to this community"; and

WHEREAS, Rule 9.02(d)(ii) provides that the naming, renaming or designation of a County road, facility, or property may not be for any elected municipal, county, state or federal official currently serving or having served in any elected office within the last five years; and

WHEREAS, the Board desires to suspend Rule 9.02(d)(ii) by a two-thirds vote of commissioners present; and

WHEREAS, this Board desires to honor Commissioner Moss by renaming the South Miami-Dade Cultural Arts Center the "Dennis C. Moss Cultural Arts Center"; and

WHEREAS, Commissioner Moss has made direct, significant lifetime contributions to Miami-Dade County; and

WHEREAS, the South Miami-Dade Cultural Arts Center is located in County Commission District 8,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board:

Section 1. Approves the foregoing recitals, incorporates such recitals into this resolution, and finds that Commissioner Dennis C. Moss has made direct, significant lifetime contributions to this community pursuant to Rule 9.02(d).

Section 2. Having considered this matter at a public hearing and by a three-fifths vote of Board members present, renames the South Miami-Dade Cultural Arts Center the “Dennis C. Moss Cultural Arts Center”.

Section 3. By a two-thirds vote of commissioners present, suspends Rule 9.02(d)(ii) of the Rules of Procedure of the County Commission as it relates to consideration and approval of this item.

The Co-Prime Sponsors of the foregoing resolution are Commissioner Danielle Cohen Higgins and Commissioner Kionne L. McGhee, and the Co-Sponsor is Chairman Jose "Pepe" Diaz. It was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

Jose “Pepe” Diaz, Chairman	
Oliver G. Gilbert, III, Vice-Chairman	
Sen. René García	Keon Hardemon
Sally A. Heyman	Danielle Cohen Higgins
Eileen Higgins	Joe A. Martinez
Kionne L. McGhee	Jean Monestime
Raquel A. Regalado	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 7th day of July, 2022. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the Board.

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

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

mjs

Melanie J. Spencer