



*Miami-Dade County League of Cities, Inc.*

## **Board of Directors Meeting**

**August 4, 2016**



***Welcome***



Richard Kuper, Esq.  
Executive Director

**OFFICERS**

President  
Hon. Francis X. Suarez  
Commissioner, Miami  
First Vice President  
Hon. Oliver Gilbert, III  
Mayor, Miami Gardens  
Second Vice President  
Hon. Jordan W. Leonard  
Mayor, Bay Harbor Islands  
Secretary  
Hon. George Vallejo  
Mayor, North Miami Beach  
Treasurer  
Hon. Claudia Cubillos  
Mayor, El Portal

**BOARD OF DIRECTORS**

Hon. Howard Weinberg  
Commissioner, Aventura  
Hon. Seth E. Salver  
Councilman, Bal Harbour  
Hon. Robert Yaffe  
Councilman, Bay Harbor Islands  
Hon. David Coviello  
Mayor, Biscayne Park  
Hon. Vince Lago  
Commissioner, Coral Gables  
Hon. Peggy R. Bell  
Mayor, Cutler Bay  
Hon. Luigi Boria  
Mayor, Doral  
Hon. Harold Mathis  
Councilman, El Portal  
Hon. R.S. Shiver  
Vice Mayor, Florida City  
Hon. Judy Lusskin  
Councilwoman, Golden Beach  
Hon. Yiozet De La Cruz  
Mayor, Hialeah Gardens  
Hon. Jeff Porter  
Mayor, Homestead  
Hon. Bernard Klepach  
Mayor, Indian Creek  
Hon. Myra Peña Lindsay  
Mayor, Key Biscayne  
Hon. Roberto Martell  
Mayor, Medley  
Hon. Wilfredo "Willy" Gort  
Commissioner, Miami  
Hon. Esteban Bovo, Jr.  
Commissioner, Miami-Dade County  
Hon. Susie Castillo  
Board Member  
Miami-Dade County School Board  
Hon. Micky Steinberg  
Commissioner, Miami Beach  
Hon. Felicia Robinson  
Vice Mayor, Miami Gardens  
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Councilwoman, Miami Shores  
Hon. Xavier Garcia  
Mayor, Miami Springs  
Hon. Connie Leon-Kreps  
Mayor, North Bay Village  
Hon. Alix Desulme  
Vice Mayor, North Miami  
Hon. Anthony DeFillipo  
Councilman, North Miami Beach  
Hon. Myra Taylor  
Mayor, Opa-Locka  
Hon. Eugene Flinn  
Mayor, Palmetto Bay  
Hon. James E. McDonald  
Vice Mayor, Pinecrest  
Hon. Gabriel Edmond  
Commissioner, South Miami  
Hon. Isaac Aelion  
Commissioner, Sunny Isles Beach  
Hon. Barry Cohen  
Vice Mayor, Surfside  
Hon. Orlando Lopez  
Mayor, Sweetwater  
Hon. Richard Block  
Councilman, Virginia Gardens  
Hon. Eduardo Muhiña  
Mayor, West Miami

# Board of Directors Meeting

**August 4, 2016**  
**Grand Bay Club**  
**425 Grand Bay Drive North**  
**Key Biscayne, FL 33149**

Immediate Past President

Hon. Jon Burgess  
Councilman, Homestead

Past Presidents

Hon. Cindy Lerner  
Mayor, Pinecrest  
Hon. Luis Gonzalez  
Council Vice-President, City of Hialeah  
Hon. Isaac Salver  
Councilman, Town of Bay Harbor Islands  
Hon. R.S. Shiver  
Commissioner, City of Florida City  
Hon. Wilfredo "Willy" Gort  
Commissioner, City of Miami

**6:00 p.m. Reception - 7:00 p.m. Dinner Meeting**

*Village of Key Biscayne*

**1. INVOCATION:**

*Councilman Frank Caplan,  
Village of Key Biscayne*

**2. PLEDGE OF ALLEGIANCE:**

*Councilman Luis F. de la Cruz,  
Village of Key Biscayne*

**3. MINUTES: June 2, 2016**

**4. MDCLC 2016-2017 PROPOSED BUDGET**

**5. CONSENT AGENDA:**

**1. Monthly Disbursement**

6. HOST VILLAGE PRESENTATION

*Mayor Mayra Peña-Lindsay,  
Village of Key Biscayne*

7. MANDATORY INCLUSIONARY ZONING ORDINANCE BRIEFING:

*Ms. Susan L. Trevarthen,  
Attorney, Weiss Serota et al*

*Mr. Craig E. Leen,  
Attorney, City of Coral Gables*

*Commissioner Barbara Jordan,  
Miami-Dade County*

8. MDCLC/MIAMI DADE COLLEGE SCHOLARSHIP STUDENTS INTERSHIP REPORT:

*Mr. Alejandro Dominguez,  
Political Science Major Student*

*Ms. Berline Laurent,  
Political Science Major Student*

9. MUNICIPAL ZONING FOR MEDICAL MARIJUANA AND MUNICIPALITY ADOPTION OF CIVIL CITATION PRESENTATION:

*Commissioner Sally A. Heyman,  
Miami-Dade County*

10. "DRAIN AND COVER" MOSQUITO CONTROL PUBLIC INFORMATION:

*Ms. Jeanmarie Manze Massa,  
Recycling Manager, Miami-Dade County  
Solid Waste Management Department  
Public Information & Outreach Division*

**11. EXECUTIVE DIRECTORS REPORT:**

*Richard Kuper, Esq.*

**12. FLORIDA LEAGUE OF CITIES AWARD PRESENTATIONS:**

*Ms. Megan Sirjane-Samples,  
Florida League of Cities*

- Senator Miguel Diaz de la Portilla, District 40
- State Representative Jose Diaz, District 116

**13. STRATEGIC MIAMI AREA RAPID TRANSIT (SMART) PLAN RESOLUTION**

**14. ANNOUNCEMENTS:**

- **Board of Directors Meeting: Thursday, September 1, 2016**  
Location: Miami Auto Museum  
2000 NE 146<sup>th</sup> St.,  
North Miami, FL 33181
- **Best Practices Conference: Friday, October 14, 2016**  
Location: Hilton Miami Downtown  
1601 Biscayne Blvd.  
Miami, FL 33132
- **Board of Directors Meeting: Thursday, November 3, 2016**  
Location: Miami Outboard Club  
1099 MacArthur Causeway  
Miami, FL 33132
- **Board of Directors Meeting: Thursday, December 1, 2016**  
Location: T.B.A

**15. ADJOURNMENT**





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### *Miami-Dade County League of Cities*

19 West Flagler Street, Suite 707

Miami, Florida 33130

E-mail: [mdclc@bellsouth.net](mailto:mdclc@bellsouth.net)

Telephone: 305-416-4155

Fax: 305-416-4157

#### Minutes

June 2, 2016

The Sea View Hotel

President, **Francis X. Suarez**, Commissioner, City of Miami, called the meeting to order at 7:10 p.m., he welcomed the guests to the Sea View Hotel and thanked the three sponsor municipalities; Village of Bal Harbour, Town of Bay Harbor Islands, and the Town of Surfside. Councilman **Seth Salver**, Village of Bal Harbour gave the invocation. Councilman **Robert Yaffe**, Town of Bay Harbor Islands led us in the Pledge of Allegiance.

The **municipalities represented** at the Board Meeting: Bal Harbour, Bay Harbor Islands, Biscayne Park, El Portal, Key Biscayne, Medley, Miami, Miami Beach, Miami Gardens, Miami Lakes, Miami Shores, Miami Springs, North Bay Village, North Miami Beach, Pinecrest, South Miami, Virginia Gardens, West Miami. **Associate Members** and guests: American Traffic Solutions, Orlando Torres, Sandy Mickey, Baptist Health South Florida, Maria Luisa Gonzalez Silva, C.A. P Government, Inc., Carlos Penin, Raul Rodriguez, Jose Miranda, Oscar Guerrero, CH2M Hill, Mike Shehadeh, Chen Moore and Associates, Dr. Ben Chen, Joseph Hall, Greenberg Traurig, Albert Del Castillo, Jackson Health System, Rochelle Boreland, Kimley-Horn & Associates, Brenda Westhorp, Levy & Associates, Samatha Laurel, Gabriela Navarro, SFM Service, Christian Infante, Skanska, MacAdam Glinn, Jose Cortes, Weiss Serota Helfman..., Alex Uribe, Esq., Chad Friedman, Esq..

President **Suarez** asked for a motion to approve the minutes and the consent agenda. The motion passed by unanimous vote.

President **Suarez** introduced **Vice Mayor Patricia Cohen**, Village of Bal Harbour, **MDCLC Second Vice President, Mayor Jordan W. Leonard**. Vice Mayor Patricia **Cohen** welcomed everyone to the Village of Bal Harbour and The Sea View Hotel. Vice Mayor Cohen then mentioned how excited she was to have such a wonderful turnout for the evening's

meeting. She looks forward to having a meeting at the Village every year and looks forward to seeing the League and all its members at the Village again soon. Mayor **Leonard** then welcomed everyone and explained that we all have a sense of pride for the municipalities that we come from. Mayor Leonard spoke of the Town of Bay Harbor Islands many accomplishments. The Town of Bay Harbor Island has a 1.9 million dollar new community center that is going to open this year; the center is already paid with no funds from the general revenue. In addition, the Town and County just approved the County library district, which includes building a brand new county library. All residents will be in walking distance to the library. The Town is also completing the largest rehabilitation of the Shepard Broad Causeway with a cost of over 14 million dollars. The Town is also the only municipality that has 100 percent LED street lights and a bike-sharing program. Mayor Leonard mentioned a few more accomplishments and goals for the Town and asked that everyone come visit and experience it for themselves. **Vice Mayor Cohen** and **Mayor Leonard** thanked everyone for their time.

President **Suarez** introduced **County Court Judge Don Cohn** for a special presentation. Judge Cohn wanted to present a certificate to two individuals to show his and Judge Victoria Ferrer's appreciation for assisting them with Law Day, which took place on May 6, 2016 at the Hialeah Courthouse. Judge Cohn then presented MDCLC Executive Director, **Richard Kuper** with a certificate. Judge Cohn thanked Mr. Kuper for working with him and announcing the public officials' and color guard on Law Day. Mr. Kuper thanked Judge Cohn for honoring him with this certificate. Judge Cohn then presented **MDCLC Second Vice President, Mayor Jordan W. Leonard**, Town of Bay Harbor Islands with a certificate of appreciation. Judge Cohn thanked Mayor Leonard for the beautiful proclamation he presented on Law Day that is now hung up on the wall of the Hialeah Courthouse. Mayor Leonard thanked Judge Cohn for honoring him.

President **Suarez** introduced **Ms. Aileen Bouclé**, Executive Director of the Miami-Dade Metropolitan Planning Organization, and **Ms. Alice Bravo**, Director of the Department of Transportation and Public Works. Ms. Bouclé and Ms. Bravo introduced the Strategic Miami Area Rapid Transit Plan (SMART Plan). The SMART Plan intends to advance six of the People's Transportation Plan's (PTP) rapid transit corridors: North corridor, Beach corridor, East-West corridor, South Miami-Dade TransitWay, Northeast corridor, and the Kendall corridor along with a network system of Bus Express Rapid Transit (BERT) Service, in order to implement mass transit projects in Miami-Dade County to ease Miami-Dade County's severe traffic congestion.

President **Suarez** then asked **Mr. William O'Steen, Distribution Supervisor**, and **Mr. Michael Weber, Director/State Coordinator for the Florida Department of Management Services** to approach the podium. Mr. Weber and Mr. O'Steen introduced the State Agency for Surplus Property (SASP), which seeks to establish and promote means for acquiring and distributing equitable federal personal property to public agencies and other eligible entities. Federal agencies with unneeded personal property must dispose of it through the U.S. General Services Administration (GSA). Once reported to the GSA, other federal agencies can screen the property over a 21-day period. If no federal agency expresses interest by the end of the 21-day screening period (14 days if the property is computers or furniture), GSA declares the personal property as surplus and offers it to the SASP for donation. Mr. O'Steen and Mr. Weber thanked everyone for their time and look forward to continuing to work with the League and its members.

President **Suarez** excused himself and explained that he had to leave the meeting early and asked that **MDCLC First Vice President, Mayor Oliver Gilbert, III**, City of Miami Gardens continue to chair the meeting on his behalf. Mayor Gilbert approached the podium and introduced Mr. **Chad Friedman, Esq.**, Weiss Serota Helfman Cole & Bierman, to give the Jackson Bond Citizen's Advisory Board report. Mr. Friedman mentioned that in 2013 voters of Miami-Dade County approved 800 million dollars in bonds to improve the Jackson Health system. In the last quarter the board approved 15 projects, which consist of 60 million dollars, so far they have approved 260 million dollars worth of improvements out of the 800 million dollars. Jackson has been opening several urgent care facilities in different communities and has purchased property in Doral to create the West campus and build a new hospital in Doral. There have also been significant upgrades to the South, Main, and North campus hospitals. Mr. Friedman offered to answer questions and informed everyone that he would be available throughout the meeting if anybody would like to speak to him.

Mayor **Gilbert** introduced Mayor **Martin Packer**, Village of Bal Harbour. Mayor Packer welcomed everyone to the Village of Bal Harbour and the Sea View Hotel. He expressed his excitement to have yet another meeting in the Village and looks forward to continuing the yearly tradition of hosting a League meeting. He also mentioned that this year the Village of Bal Harbour would be celebrating their 70<sup>th</sup> year anniversary and welcomed everybody to celebrate. He thanked everyone for their time and wished for all to enjoy their dinner.

Mayor **Gilbert** introduced Executive Director, **Richard Kuper** for the Executive Director's Report. Mr. Kuper introduced the **Executive Board Members** present: President Francis X. Suarez, Commissioner, Miami, First Vice President Oliver Gilbert III, Mayor, Miami Gardens, Second Vice President Jordan W. Leonard, Mayor, Bay Harbor Islands, Secretary George Vallejo, Mayor, North Miami Beach, Treasurer Claudia Cubillos, El Portal. **Board Members** present: Councilman Seth Salver, Bal Harbour, Councilman Robert Yaffe, Bay Harbor Islands, Commissioner Robert "Bob" Anderson, Biscayne Park, Vice Mayor Omarr Nickerson, El Portal, Mayor Mayra Peña Lindsay, Key Biscayne, Vice Mayor Jack Morrow, Medley, Commissioner Wifredo "Willy" Gort, Miami, Commissioner Micky Steinberg, Miami Beach, Susie Castillo, Miami-Dade County Public Schools, Vice Mayor Felicia Robinson, Miami Gardens, Councilman Nelson Rodriguez, Miami Lakes, Councilwoman Herta Holly, Miami Shores, Councilwoman, Roslyn Buckner, Miami Springs, Mayor Connie Leon-Kreps, North Bay Village, Councilwoman Marlen Martell, North Miami Beach, Vice Mayor James McDonald, Pinecrest, Commissioner Gabriel Edmond, South Miami, Councilman Richard Block, Virginia Gardens, Mayor Eduardo Muhíña, West Miami. **Past Presidents** present: Former Doral Mayor J.C. Bermudez, Former North Miami Beach Councilman Michael Blynn, Former State Representative Eduardo "Eddy" Gonzalez, Commissioner Willy "Wifredo" Gort, Miami. **City Attorney** present: Charles Citrin, Hialeah Gardens. **City Managers** present: Jorge Gonzalez, Bal Harbour, Ronald Wasson, Bay Harbour Islands. **Judges** present: Don Cohn, County Court, Dawn Denaro, County Court, Laura Anne Stuzin, County Court, Donald Cannava, County Court, Robert Luck, Circuit Court. **Candidate for Judge** present: Lizzet Martinez, County Court. **Police Chief** present: Mark Overton, Bal Harbour. **Senator** present: Gwen Margolis, District 35. **Associate Members** present: American Traffic Solutions, Orlando Torres, Sandy Mickey, Baptist Health South Florida, Maria Luisa Gonzalez Silva, C.A. P Government, Inc., Carlos Penin, Raul Rodriguez, Jose Miranda, Oscar Guerrero, CH2M Hill, Mike Shehadeh, Chen Moore and Associates, Dr. Ben Chen, Joseph Hall, Greenberg Traurig, Albert Del Castillo, Jackson Health System, Rochelle Boreland, Kimley-Horn & Associates, Brenda Westhorp, Levy & Associates, Samatha Laurel, Gabriela Navarro, SFM Service,



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Executive Director, **Mr. Richard Kuper** thanked the Council, Mayor's, and administration of the host municipalities for their support in making the evening's meeting a success. He also wanted to specifically thank **Mr. Ramiro Inguanzo**, Assistant Village of Bal Harbour Manager for working to make this event happen. Mr. Kuper then thanked **Mayor Gilbert** for being present at tonight's meeting and congratulated him and his Council on his fourth State of the City address and thirteenth City of Miami Gardens City address. He discussed several of the initiatives and programs that Mayor Gilbert, the Council, and administration have created and how the City has progressed. There are many exciting projects Mayor Gilbert spoke about that will be beneficial to the business community as well as to the residents.

Mayor **Gilbert** thanked everyone for attending this evening's board meeting and informed everyone that the MDCLC- Attorney Luncheon seminar will take place on Thursday, June 23, 2016 at 12:300 p.m. at the 94<sup>th</sup> Aero Squadron, there will be no meeting in July due to Independence Day, and the August Board of Director's meeting will be held on Thursday, August 4, 2016 at the Grand Bay Club in Key Biscayne.

Meeting adjourned at 7:58 p.m.

*Summarized minutes*



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President **Suarez** excused himself and explained that he had to leave the meeting early and asked that **MDCLC First Vice President, Mayor Oliver Gilbert, III**, City of Miami Gardens continue to chair the meeting on his behalf. Mayor Gilbert approached the podium and introduced Mr. **Chad Friedman, Esq.**, Weiss Serota Helfman Cole & Bierman, to give the Jackson Bond Citizen's Advisory Board report. Mr. Friedman mentioned that in 2013 voters of Miami-Dade County approved 800 million dollars in bonds to improve the Jackson Health system. In the last quarter the board approved 15 projects, which consist of 60 million dollars, so far they have approved 260 million dollars worth of improvements out of the 800 million dollars. Jackson has been opening several urgent care facilities in different communities and has purchased property in Doral to create the West campus and build a new hospital in Doral. There have also been significant upgrades to the South, Main, and North campus hospitals. Mr. Friedman offered to answer questions and informed everyone that he would be available throughout the meeting if anybody would like to speak to him.

Mayor **Gilbert** introduced Mayor **Martin Packer**, Village of Bal Harbour. Mayor Packer welcomed everyone to the Village of Bal Harbour and the Sea View Hotel. He expressed his excitement to have yet another meeting in the Village and looks forward to continuing the yearly tradition of hosting a League meeting. He also mentioned that this year the Village of Bal Harbour would be celebrating their 70<sup>th</sup> year anniversary and welcomed everybody to celebrate. He thanked everyone for their time and wished for all to enjoy their dinner.

Mayor **Gilbert** introduced Executive Director, **Richard Kuper** for the Executive Director's Report. Mr. Kuper introduced the **Executive Board Members** present: President Francis X. Suarez, Commissioner, Miami, First Vice President Oliver Gilbert III, Mayor, Miami Gardens, Second Vice President Jordan W. Leonard, Mayor, Bay Harbor Islands, Secretary George Vallejo, Mayor, North Miami Beach, Treasurer Claudia Cubillos, El Portal. **Board Members** present: Councilman Seth Salver, Bal Harbour, Councilman Robert Yaffe, Bay Harbor Islands, Commissioner Robert "Bob" Anderson, Biscayne Park, Vice Mayor Omarr Nickerson, El Portal, Mayor Mayra Peña Lindsay, Key Biscayne, Vice Mayor Jack Morrow, Medley, Commissioner Wifredo "Willy" Gort, Miami, Commissioner Micky Steinberg, Miami Beach, Susie Castillo, Miami-Dade County Public Schools, Vice Mayor Felicia Robinson, Miami Gardens, Councilman Nelson Rodriguez, Miami Lakes, Councilwoman Herta Holly, Miami Shores, Councilwoman, Roslyn Buckner, Miami Springs, Mayor Connie Leon-Kreps, North Bay Village, Councilwoman Marlen Martell, North Miami Beach, Vice Mayor James McDonald, Pinecrest, Commissioner Gabriel Edmond, South Miami, Councilman Richard Block, Virginia Gardens, Mayor Eduardo Muñiña, West Miami. **Past Presidents** present: Former Doral Mayor J.C. Bermudez, Former North Miami Beach Councilman Michael Blynn, Former State Representative Eduardo "Eddy" Gonzalez, Commissioner Willy "Wifredo" Gort, Miami. **City Attorney** present: Charles Citrin, Hialeah Gardens. **City Managers** present: Jorge Gonzalez, Bal Harbour, Ronald Wasson, Bay Harbour Islands. **Judges** present: Don Cohn, County Court, Dawn Denaro, County Court, Laura Anne Stuzin, County Court, Donald Cannava, County Court, Robert Luck, Circuit Court. **Candidate for Judge** present: Lizzet Martinez, County Court. **Police Chief** present: Mark Overton, Bal Harbour. **Senator** present: Gwen Margolis, District 35. **Associate Members** present: American Traffic Solutions, Orlando Torres, Sandy Mickey, Baptist Health South Florida, Maria Luisa Gonzalez Silva, C.A. P Government, Inc., Carlos Penin, Raul Rodriguez, Jose Miranda, Oscar Guerrero, CH2M Hill, Mike Shehadeh, Chen Moore and Associates, Dr. Ben Chen, Joseph Hall, Greenberg Traurig, Albert Del Castillo, Jackson Health System, Rochelle Boreland, Kimley-Horn & Associates, Brenda Westhorp, Levy & Associates, Samatha Laurel, Gabriela Navarro, SFM Service,

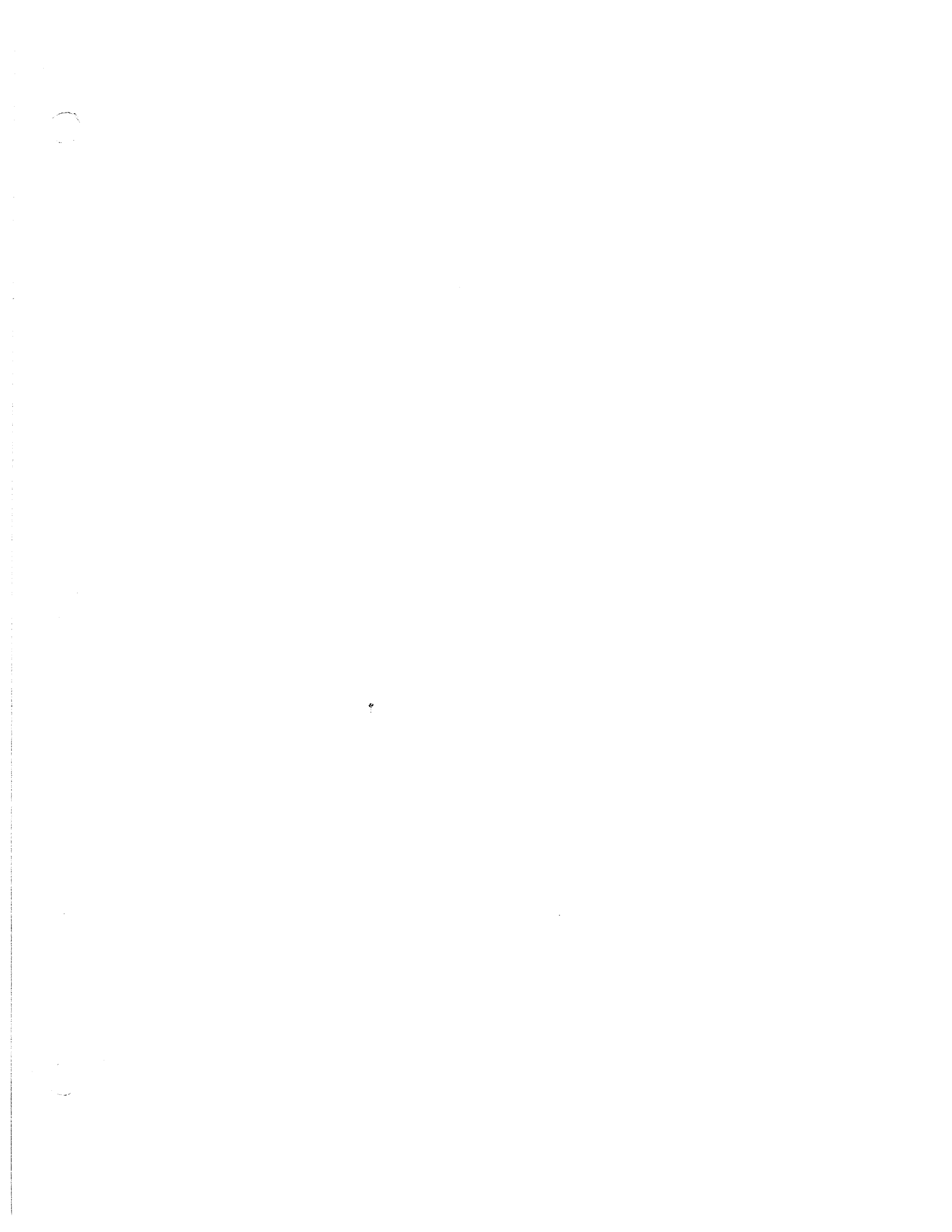
Christian Infante, Skanska, MacAdam Glinn, Jose Cortes, Weiss Serota Helfman..., Alex Uribe, Esq., Chad Friedman, Esq..

Executive Director, **Mr. Richard Kuper** thanked the Council, Mayor's, and administration of the host municipalities for their support in making the evening's meeting a success. He also wanted to specifically thank **Mr. Ramiro Inguanzo**, Assistant Village of Bal Harbour Manager for working to make this event happen. Mr. Kuper then thanked **Mayor Gilbert** for being present at tonight's meeting and congratulated him and his Council on his fourth State of the City address and thirteenth City of Miami Gardens City address. He discussed several of the initiatives and programs that Mayor Gilbert, the Council, and administration have created and how the City has progressed. There are many exciting projects Mayor Gilbert spoke about that will be beneficial to the business community as well as to the residents.

Mayor **Gilbert** thanked everyone for attending this evening's board meeting and informed everyone that the MDCLC- Attorney Luncheon seminar will take place on Thursday, June 23, 2016 at 12:300 p.m. at the 94<sup>th</sup> Aero Squadron, there will be no meeting in July due to Independence Day, and the August Board of Director's meeting will be held on Thursday, August 4, 2016 at the Grand Bay Club in Key Biscayne.

Meeting adjourned at 7:58 p.m.

*Summarized minutes*



## Proposed Amendment to County's Workforce Housing Ordinance

Insert the following applicability section:

*Applicability to municipalities.* Notwithstanding anything in this ordinance to the contrary, this ordinance shall apply to municipalities only in the following manner:

1. Any municipality may choose to opt in to this ordinance at any time by adopting an ordinance in accordance with Section 166.041(3)(c) that creates standards and criteria for the land use designations and zoning districts applicable to its jurisdiction, and otherwise designating the County ordinance as its workforce housing ordinance.
2. Any municipality whose population is 10,000 or less according to the latest decennial census is not subject to this ordinance.

*NOTE: Using population data from the latest 2015-16 state League of Cities directory as a quick check, this excludes eleven cities - Bal Harbour, Bay Harbor Islands, Biscayne Park, El Portal, Golden Beach, Indian Creek, Medley, North Bay Village, Surfside, Virginia Gardens, and West Miami.*

*A 20,000 cut off excludes seven more cities - Florida City, Key Biscayne, Miami Shores, Miami Springs, Opa-Locka, Pinecrest, South Miami. 18 of 34 is just over half the cities in the County. It leaves in Aventura and Sunny Isles, two cities who already oppose.*

*Four more cities, or 22 of 34 - Hialeah Gardens, Palmetto Bay, Sunny Isles Beach and Sweetwater - come out if 25,000 is used as the trigger. Miami Lakes comes out at 31,000 and Aventura is exempt at 38,000.*

*For anything under 40,000, the following cities remain affected: Coral Gables, Cutler Bay, Doral, Hialeah, Homestead, Miami, Miami Beach, Miami Gardens, North Miami, and North Miami Beach. Cutler Bay and North Miami Beach are in the low 40s.*

3. As to municipalities whose populations have greater than 10,000 population according to the latest decennial digest, this ordinance shall apply one year after the date of its adoption.
4. Any municipality may choose to opt out of this ordinance at any time following its adoption by adopting its own workforce housing ordinance reliant on its own legislative findings. Any municipality which, as of the date of this ordinance, has in place comprehensive plan or land development code provisions that allow increased densities in exchange for the provision of workforce or affordable housing, whether mandatory or voluntary, is exempt from this ordinance. This ordinance shall not serve as a minimum standard for the workforce housing ordinances adopted by municipalities.
5. The County shall defer to all legislative findings in any municipality's ordinance, including without limitation its determination of the amount of workforce housing presently available and whether it is deficient, the need for future workforce housing if

any, the availability and value of land, the manner in which municipalities may address the need for workforce housing, and whether providing workforce housing is impractical due to the lack of availability or high value of vacant land or redevelopment sites. The County shall also defer to a municipality's legal interpretations in the adoption and implementation of its own workforce housing ordinance.

6. This ordinance must not be construed to require a municipality to violate its charter, code of ordinances, or comprehensive plan, or to require a municipality to modify or amend its charter, code of ordinances, or comprehensive plan.
7. The County shall make the staff resources of its Department of Regulation and Economic Resources available upon request to assist municipalities in gathering and analyzing data, and adopting municipal workforce housing ordinances.



Proposed Amendment to County's Workforce Housing Ordinance

Revise Section 33-193.7(A) to read as follows:

(A) Countywide applicability and minimum standard. Pursuant to Section 1.01(A)(18) of the Miami-Dade County Home Rule Charter, each municipality, and the County in the unincorporated areas, shall, at a minimum, in the exercise of their respective zoning authority, address the need for workforce housing within their respective territorial jurisdictions in the following manner:

1. The requirements of the Workforce Housing Development Program set forth in this article shall be applicable in the unincorporated area of Miami-Dade County.
2. Exception. Due to space, financing, and population density, any municipality whose population is 10,000 or less according to the latest decennial census is not subject to the requirements of this section.
3. As to municipalities whose populations are greater than 10,000, according to the latest decennial census, each municipality shall adopt either: (i) the Workforce Housing Development Program set forth in this article; (ii) its own workforce housing development program reliant on its own legislative findings; or (iii) appropriate legislation making findings demonstrating that the need for workforce housing within its territorial jurisdiction is being adequately addressed or would be impractical to provide due to the lack of availability or high value of vacant land or redevelopment sites.
4. Each municipality that is subject to the requirements of this section shall have until April 30, 2017, within which to adopt appropriate legislation making findings as to the need for workforce housing within its territorial jurisdiction. Each municipality shall have until October 31, 2017, within which to adopt any ordinance necessary to address its need for workforce housing. A municipality that is incorporated after October 15, 2016, shall have 12 months from the date of incorporation within which to comply with the requirements of this section. A municipality whose population is determined to exceed 10,000 by the next decennial census shall have 12 months from the publication of the census within which to comply with the requirements of this section. Within 15 days of adoption, each municipality shall send a copy of any legislation required by this section to the Director of the County's Department of Regulatory and Economic Resources.
5. The County shall defer to all legislative findings in any municipality's legislation addressing workforce housing, including without limitation its determination of the amount of workforce housing presently available and whether it is deficient, the need for future workforce housing if any, the availability and value of land, the manner in which municipalities may address the need for workforce housing, and whether providing workforce housing is impractical due to the lack of availability or high value of vacant land or redevelopment sites. The County shall also defer to a municipality's legal interpretations in the adoption and implementation of its own workforce housing legislation.

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6. This section shall not be construed to require a municipality to violate its charter, code of ordinances, or comprehensive plan; to modify or amend its charter, or comprehensive plan; or to modify or amend its land development regulations where such amendment would require a referendum.
7. Any municipality that is otherwise exempt from the requirements of this section may choose to adopt a workforce housing development program at any time by adopting an ordinance in accordance with Section 166.041(3)(c) that creates standards and criteria for the land use designations and zoning districts applicable to its jurisdiction.
8. The site plan approval and other administrative processes described herein are intended to apply only to the County's zoning jurisdiction over the unincorporated area. Municipalities shall either establish their own procedures or utilize their existing procedures. Municipalities shall also establish their own procedures for administering any required declarations of restrictive covenants or workforce housing agreements or may, through an interlocal agreement, arrange for them to be administered by the Miami-Dade County Public Housing and Community Development Department or successor department, pursuant to Chapter 17, Article IX of this code.
9. The County shall make the staff resources of its Department of Regulation and Economic Resources available upon request to assist municipalities in gathering and analyzing data, and adopting municipal workforce housing ordinances, but may charge a reasonable fee as set forth in an implementing order adopted by the Board of County Commissioners.

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Notwithstanding anything in this ordinance to the contrary, this ordinance shall apply to municipalities only

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Any municipality may choose to opt in to this ordinance at any time by adopting an ordinance in accordance with Section 166.041(3)(c) that creates standards and criteria for the land use designations and zoning districts applicable to its jurisdiction, and otherwise designating the County ordinance as its workforce housing ordinance.

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The site plan approval process described herein is intended to apply only to the County's zoning jurisdiction over the unincorporated area. Municipalities shall either establish their own procedure for site plan approval or utilize their existing procedure.

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*NOTE: Using population data from the latest 2015-16 state League of Cities directory as a quick check, this excludes eleven cities - Bal Harbour, Bay Harbor Islands, Biscayne Park, El Portal, Golden Beach, Indian Creek, Medley, North Bay Village, Surfside, Virginia Gardens, and West Miami.*

*A 20,000 cut off excludes seven more cities - Florida City, Key Biscayne, Miami Shores, Miami Springs, Opa-Locka, Pinecrest, South Miami. 18 of 34 is just over half the cities in the County. It leaves in Aventura and Sunny Isles, two cities who already oppose.*

*Four more cities, or 22 of 34 - Hialeah Gardens, Palmetto Bay, Sunny Isles Beach and Sweetwater - come out if 25,000 is used as the trigger. Miami Lakes comes out at 31,000 and Aventura is exempt at 38,000.*

*For anything under 40,000, the following cities remain affected: Coral Gables, Cutler Bay, Doral, Hialeah, Homestead, Miami, Miami Beach, Miami Gardens, North Miami, and North Miami Beach. Cutler Bay and North Miami Beach are in the low 40s.*

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this ordinance shall apply one year after the date of its adoption.

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Any municipality may choose to opt out of this ordinance at any time following its adoption by adopting

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Any municipality which, as of the date of this ordinance, has in place comprehensive plan or land development code provisions that allow increased densities in exchange for the provision of workforce or affordable housing, whether mandatory or voluntary, is exempt from this ordinance. This ordinance shall not serve as a minimum standard for the workforce housing ordinances adopted by municipalities.

**Page 1: [10] Comment [2]** **dkerbel** **7/27/16 2:58 PM**

A little more than 6 months after effective date, assuming second reading on October 5

**Page 1: [11] Comment [3]** **dkerbel** **7/27/16 2:58 PM**

Per Commissioner Jordan's request, time to adopt ordinance is maximum of 6 months after adoption of findings

Susan and Dennis:

Please note that I have consulted with my client regarding the proposed revisions submitted by the County Attorney's Office regarding the proposed Workforce Housing Ordinance. Please be advised that we strongly oppose the revisions and the Ordinance in its current form. While we agree with the numerous objections that have been raised by other local governments, we further object to the Ordinance because (1) it does not provide for an exemption for municipalities that have existing affordable housing zoning incentive programs in their comprehensive plan and land development regulations; (2) it creates disparate treatment for similar situated coastal communities with limited supply of land; and (3) it undermines existing zoning incentives for transfer of development rights to create parks and/or open space.

We believe that the proposed Workforce Housing Ordinance should be narrowly tailored to deal with the vast land area which exists in unincorporated Miami-Dade County as indicated in the attached article. I certainly believe that focusing on the unincorporated area would be more efficient and productive because the County is in control of the zoning process for development projects. To this end, it is our position that the County is in a better position to focus its efforts in the unincorporated area while allowing municipalities to continue their longstanding efforts to create Workforce Housing on their own.

Based on the foregoing, the City of Sunny Isles Beach's position is clear. We do not intend to support or participate in any process that undermines our ability to continue our existing Workforce Housing zoning incentive program.

Thank you for your cooperation in this matter.

Regards,

Hans

**RESOLUTION NO. 2016-41**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, EXPRESSING THE CITY'S STRONG OBJECTION TO MIAMI DADE COUNTY'S PROPOSED MANDATORY WORKFORCE HOUSING ORDINANCE; URGING THE MIAMI-DADE COUNTY BOARD OF COUNTY COMMISSIONERS AND THE COUNTY'S METROPOLITAN SERVICES COMMITTEE NOT TO APPLY THE PROPOSED ORDINANCE WITHIN THE CITY OF AVENTURA OR WITHIN ANY OTHER OBJECTING MUNICIPALITY; PROVIDING FOR DISTRIBUTION; PROVIDING IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Board of County Commissioners and its Metropolitan Services Committee is presently considering the adoption of a Mandatory Workforce Housing Ordinance (the "County Ordinance") which passed first reading as County Agenda Item 4 (J) on June 7, 2016; and

**WHEREAS**, the City Commission of the City of Aventura finds that the County Ordinance will adversely impact economic revitalization and redevelopment opportunities within the City by driving up the cost of redevelopment; and

**WHEREAS**, the City Commission finds that if the County Ordinance is adopted in the form in which it is proposed, it is hereby subject to objection and opposition upon, but not limited to, each of the following grounds:

- There is a significant question of whether or not application of the proposed Ordinance within the incorporated municipalities exceeds the County's charter based regulatory authority.
- The County Ordinance interferes with Municipal Home Rule Powers which are provided by Article VIII, Section II of the Florida Constitution and codified in Section 166.021, F.S.
- The County Ordinance creates a legal conflict with the City's zoning code which does not provide a mechanism for the proposed bonuses. If the County Ordinance is found to be valid and within their authority, the City would be required to amend its Zoning Code to provide for the density bonuses of up to 25% in the City's residential zoning districts.
- The County Ordinance creates a legal conflict with the City's Comprehensive Plan. The City's Residential land use categories do not provide for the density permitted under the County's proposed density bonuses and, if the County Ordinance is found to be valid and within their authority, the City would need to amend its Comprehensive Plan by increasing densities 25% in the City's residential land use categories or providing a bonus mechanism for workforce housing.

- The State of Florida may object to the proposed density increases in municipal areas which are affected by hurricane evacuation routes and times.
- The mechanism for the City to opt out of the proposed mandatory workforce housing program is very burdensome and the deadline very short. Further, implementation of a local ordinance will shift the risk of claims from developers to the local government rather than leaving the risk with the County government that mandated the program; and

**WHEREAS**, although the City Commission applauds the intent of the sponsoring Commissioner and others in desiring to encourage the availability of workforce housing, the City Commission respectfully and strongly objects to the County Ordinance's proposed imposition of a **mandatory** workforce housing methodology within the City of Aventura; and

**WHEREAS**, the City Commission requests that the County Ordinance shall not be applicable within the City of Aventura or within any other objecting municipality.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA:**

**Section 1. Recitals.** That each of the above-stated recitals are hereby adopted and confirmed.

**Section 2. Opposition and Objection by the City Commission Concerning the County Ordinance.** That the City Commission hereby strongly objects to and opposes the County Ordinance and its mandatory workforce housing approach, and respectfully urges the Metropolitan Services Committee and the Board of County Commissioners to reject the proposed County Ordinance or to amend the proposed County Ordinance to provide that the County Ordinance shall not be applicable within the City of Aventura or within any other objecting municipality.

**Section 3. Workforce Housing Options.** That the City Commission welcomes and invites the Board of County Commissioners to assist in voluntarily forming and working with a task force of municipalities to develop voluntary workforce housing initiatives which comply with applicable laws.

**Section 4. Providing for Distribution.** That the City Clerk is hereby directed to transmit a copy of this Resolution to the County Mayor, the Board of County Commissioners, the Metropolitan Services Committee, the Miami- Dade County League of Cities, municipalities within Miami-Dade County, and other interested persons.

**Section 5. Implementation.** That the City Manager and City Attorney are hereby each respectively authorized to take any action which is necessary to implement the purposes of this Resolution, including, but not limited to: taking actions with and by way of the Miami-Dade County League of Cities to oppose the County Ordinance; and/or seeking judicial and/or administrative recourse in the event that the County Ordinance is adopted in a form which purports to be applicable within the City of Aventura.


**Section 6. Effective Date.** That this Resolution shall become effective immediately upon its adoption.

The foregoing Resolution was offered by Commissioner Narotsky, who moved its adoption. The motion was seconded by Commissioner Holzberg, and upon being put to a vote, the vote was as follows:

Commissioner Enbar Cohen	<u>Absent</u>
Commissioner Teri Holzberg	<u>Yes</u>
Commissioner Marc Narotsky	<u>Yes</u>
Commissioner Robert Shelley	<u>Yes</u>
Commissioner Howard Weinberg	<u>Yes</u>
Vice Mayor Denise Landman	<u>Yes</u>
Mayor Enid Weisman	<u>Yes</u>

**PASSED AND ADOPTED THIS 12<sup>th</sup> day of July, 2016.**



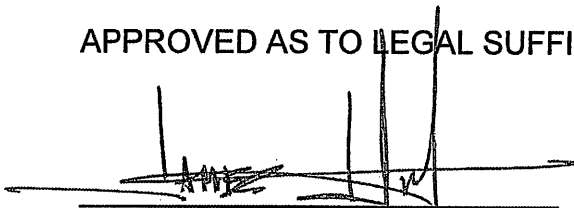
  
ENID WEISMAN, MAYOR



ATTEST:

  
ELLISA L. HORVATH, MMC  
CITY CLERK

APPROVED AS TO LEGAL SUFFICIENCY:

  
CITY ATTORNEY



## **Cannabis Zoning**

The Florida Legislature wrote language regulating growing for medical marijuana and directives for distribution, leaving local government to write governing language for zoning. Commissioner Heyman solicited input statewide and wrote the ordinance for Miami-Dade County and shared it with Florida's 66 other counties. **Language does not apply within municipal boundaries per state law.** It is up to each city to write/adopt their own zoning regulations for dispensaries. This county ordinance is to assist your municipality in writing appropriate law for dispensary sites within your boundaries.

## **Civil Citation II**

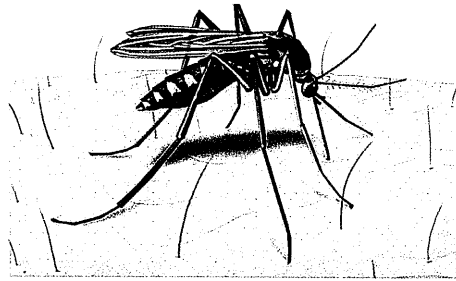
Data shows we over-criminalize and over-incarcerate with great disparity to the detriment of masses of our population and incur avoidable costs. Juvenile Civil Citation started as a pilot project in Miami-Dade County in 2000 and its success countywide resulted in Florida adoption in 2006. Civil Citation for adults/non-violent misdemeanors was implemented by Miami-Dade Police Department in 2010 to maximize criminal justice efficiencies, assure public safety and redirect criminal justice resources with great results.

Civil Citation II in 2015, expanded adult citations and increased police discretion through implementation countywide to include municipalities. The additional police discretion of issuing a citation has resulted in better use of resources, reducing disparity, and greater efficiency for law enforcement as it relates to police transporting, booking, and appearance court time.

In its implementation, we have seen immediate results in saving people from avoidable arrest records, saving government dollars, and redirecting Law Enforcement and Criminal Justice resources and budget \$\$s to areas of need at the local government level. Civil Citation II has been adopted by several cities in Miami-Dade County, numerous counties in Florida, and in municipalities and counties in over 20 states, with great success.

**For further information please contact Commissioner Sally A. Heyman's office (305) 375-5128**





Feeling the sting of  
mosquitoes?  
Then it's time to  
**drain and cover.**



**DRAIN**

Drain standing water.

Drain water from garbage cans, house gutters, pool covers, coolers, toys, flower pots or any other containers where sprinkler or rain water has collected.

**DISCARD:**

old tires, drums, bottles, cans, pots and pans, broken appliances and other items that aren't being used.

**EMPTY AND CLEAN:**

birdbaths and pets' water bowls at least once or twice a week.

**PROTECT:**

boats and vehicles from rain with tarps that don't accumulate water.

**MAINTAIN:**

the water balance (pool chemistry) of swimming pools. Empty plastic swimming pools when not in use.

---

**Stop mosquitoes from living and multiplying around  
your home or business.**

# KEEPING ZIKA OUT OF YOUR NEIGHBORHOOD

## The enemy

Zika is carried by the Yellow Fever Mosquito, an African species, better known by its scientific name *Aedes aegypti*.

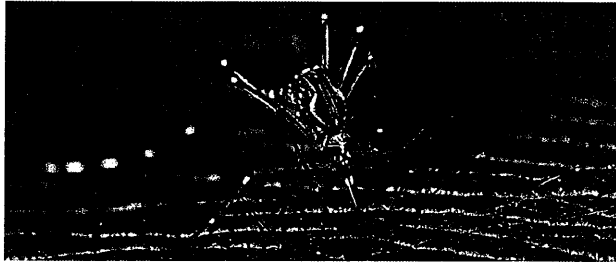


Photo credit Mark Yokoyama

*Aedes aegypti* can be recognized by the combination of white bands on their black legs and the Greek lyre pattern of white lines on their chestnut-colored backs.

*Aedes aegypti* breed in containers of freshwater around human habitation. *Aedes aegypti* need very little water to breed – they can even breed in a discarded bottle cap. They do not breed in flowing water, fields, flooded streets, or wild areas.

*Aedes aegypti* likes shade and still air. They approach humans persistently and will come back and bite again if chased off. They stay close to home, so if you are getting bitten by *Aedes aegypti*, chances are they are breeding very close by, for instance in your yard or your neighbor's yard.

## Tactics for keeping out Zika

1. Keep *Aedes aegypti* from breeding in your house and yard by eliminating all standing water (see checklist on other side).
2. Keep *Aedes aegypti* out of your house. Window and screens should have no gaps or holes. Move and empty your pet's water dish every day when they don't need it.
3. Avoid getting bitten outdoors. Insect repellants with DEET repel flying mosquitoes and prevent them from biting. Long sleeves and trousers help. Electric fans help – *Aedes aegypti* is a weak flyer and likes still air.
4. Don't let your neighbors down. One person can provide mosquitoes for the whole neighborhood by not taking the precautions listed here.

## Why don't we just spray the little suckers into oblivion?

### Hard to hit

Widespread spraying has been tried many times in many places. *Aedes aegypti* dwell in areas that are hard to reach with spray, and the population bounces right back.

### Unintended consequences

Widespread insecticide use against *Aedes aegypti* has already resulted in their ability to resist the effect of the pesticide throughout the Caribbean, Brazil, and Mexico. Experts recommend reserving the potency of insecticides for localized, intensive applications at the site where disease transmission to humans has occurred.

While failing to adequately control *Aedes aegypti*, widespread insecticide spraying has caused other problems as well. The insecticides that are most effective on mosquitoes are also toxic to cats, fish, and pollinators such as butterflies & honeybees. This year, mosquito spraying was linked to a 25% rise in childhood autism. Further, some adults, including some of your neighbors, are highly sensitive to these insecticides.

## Keeping mosquitoes from breeding in your yard is not a choice, it's the law.

Florida Statute 388.291 states: (emphasis added)

*"Property owners in a developed residential area shall maintain their property in a manner that does not create or maintain any standing freshwater condition capable of breeding mosquitoes or other arthropods in significant numbers so as to constitute a public health, welfare, or nuisance problem. [U]pon failure of the property owner to treat, remove, or abate the condition, any affected citizen may proceed pursuant to s. 60.05 to enjoin the nuisance and may recover costs and attorney's fees if they prevail in the action"*

checklist on reverse side



# Proposed Resolution Language

## RESOLUTION ENDORSING AND SUPPORTING THE MIAMI-DADE METROPOLITAN PLANNING ORGANIZATION'S STRATEGIC MIAMI AREA RAPID TRANSIT (SMART) PLAN

WHEREAS, in 2002, the electors of Miami-Dade County approved the imposition of a one-half percent surtax with the purpose of improving, among other things, mass transit within the County through the People's Transportation Plan (PTP); and

WHEREAS, the PTP includes rapid transit corridors to be developed throughout Miami-Dade County; and

WHEREAS, the Miami-Dade Metropolitan Planning Organization (MPO), through its Transit Solutions Committee, received and considered input from transportation partner agencies, elected officials, and the public at large in order to designate six rapid transit corridors as a high priority; and

WHEREAS, on February 16, 2016, the Miami-Dade MPO Governing Board unanimously approved a policy to set as "highest priority" for this community the advancement of Rapid Transit Corridors and transit supportive projects in Miami-Dade County; and

WHEREAS, on April 21, 2016, the Miami-Dade MPO Governing Board reviewed and unanimously endorsed the SMART Plan; and

WHEREAS, the SMART Plan intends to advance six of the rapid transit corridors, along with a network system of bus enhanced rapid transit service, and further approves the advancement of all six corridors to the Project Development and Environment (PD&E) phase, which will finalize the technology and cost estimate for each corridor and enable each project to move to final design and construction; and

WHEREAS, these projects are of tremendous importance and benefit to the community and will be transformative in its impact on public transportation.



# SMART Plan FAQs

- **What is the SMART Plan?**

The **Strategic Miami Area Rapid Transit**, or SMART Plan, identifies the development of six rapid transit corridors that directly support the mobility of our future population and employment growth.

- **What are the six rapid transit corridors identified in the SMART Plan (in alphabetical order)?**

- Beach Corridor
- East-West Corridor
- Kendall Corridor
- North Corridor (NW 27th Avenue)
- South Dade TransitWay
- Tri-Rail Coast Link (FEC Corridor)

- **Will rapid transit be the only component of the SMART Plan?**

No. A critical component of the SMART Plan will be a network of Express Buses that will connect the SMART corridors with our existing Metrorail system and expand the reach of transit in our community.

- **What action was taken by the MPO Governing Board to support transit in Miami-Dade County?**

On February 16, 2016, the Miami-Dade MPO Governing Board unanimously adopted a resolution "...to set as highest priority the advancement of Rapid Transit Corridors and transit supportive projects in Miami-Dade County."

- **How did the SMART Plan come to be?**

The MPO Transit Solutions Committee arrived at a consensus on a transit plan after numerous public meetings and hearings to address transit needs in our area. The result was an endorsement of the SMART Plan, which was then sent to the MPO Governing Board for consideration.

- **When was the SMART Plan formally adopted?**

On April 21, 2016, through Resolution #26-16, the Miami-Dade MPO Governing Board unanimously adopted the SMART Plan to address congestion and provide alternative transportation choices. This action approved Priority I Funded Status for Step 3, Project Development Phase, of the SMART Plan.

- **How will the SMART Plan move forward?**

To make the SMART Plan a reality, the MPO Fiscal Priorities Committees and our transportation partners will meet regularly to identify the policy and financial framework necessary to advance the Plan.

- **Will Miami-Dade's SMART Plan be extended as a "SMART Region"?**

At this time, both the Broward and Palm Beach MPOs are in the early stages of discussions to extend the following SMART corridors into their respective counties:

- The North Corridor (NW 27th Avenue) is anticipated to continue into Broward County along University Drive terminating at Sample Road in Coral Springs, FL.
- The Tri-Rail Coast Link (FEC Corridor) is anticipated to continue through Broward County into Palm Beach County terminating in Jupiter, FL.
- The NW Miami-Dade Express (part of the Express Bus Network) is anticipated to continue into Broward County along I-75 and then the Sawgrass Expressway terminating at the BB&T Center in Sunrise, FL.

In addition, the South Dade TransitWay is anticipated to continue into Monroe County along US-1 terminating at MM 50 in Marathon, FL.

- **How can I get involved?**

Regular updates on various meeting dates and activities related to the Plan's advancement process will be posted on our website at [www.miamidadempo.org](http://www.miamidadempo.org)

- **Is there a distribution list I can sign up for?**

Yes. You can sign up at [www.miamidadempo.org/newsletter-sign-up.asp](http://www.miamidadempo.org/newsletter-sign-up.asp)



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**From 8:00 a.m. to 5:00 p.m.**

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