



# MEMORANDUM

(Revised)

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

**DATE:** April 8, 2014

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

**SUBJECT:** Agenda Item No. 5(F)

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. 5(F)  
04-08-14

RESOLUTION NO. \_\_\_\_\_

RESOLUTION CALLING SPECIAL ELECTION IN CREATED  
SPECIAL TAXING DISTRICT FOR THE PURPOSE OF  
SUBMITTING TO QUALIFIED ELECTORS RESIDING IN  
HIBISCUS ISLAND OVERHEAD SERVICES RELOCATION  
IMPROVEMENT SPECIAL TAXING DISTRICT, FOR THEIR  
APPROVAL OR DISAPPROVAL, RESOLUTION ADOPTING  
A REVISED PRELIMINARY ASSESSMENT ROLL  
PURSUANT TO SECTION 18-3(F), CODE OF MIAMI-DADE  
COUNTY, FLORIDA

**WHEREAS**, on September 21, 2010, this Board passed Ordinance No. 10-51, creating and  
establishing the HIBISCUS ISLAND OVERHEAD SERVICES RELOCATION  
IMPROVEMENT SPECIAL TAXING; and

**WHEREAS**, reallocation of the capital lien special assessments within such a special taxing  
district shall take effect when approved by a majority vote of the qualified electors residing in the  
District voting at an election to be called by the Board and noticed and conducted in such manner as  
the Board shall by resolution determine,

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

**Section 1.** In accordance with the provisions of Section 18-3(f) of the Code of Miami-  
Dade County, Florida, a special election is hereby called and shall be held within the boundaries of  
the existing HIBISCUS ISLAND OVERHEAD SERVICES RELOCATION IMPROVEMENT  
SPECIAL TAXING, Miami-Dade County, Florida, for the purpose of submitting to the qualified  
electors residing in said District, for their approval or disapproval, Resolution No. \_\_\_\_\_ entitled:

RESOLUTION ADOPTING A REVISED PRELIMINARY  
ASSESSMENT ROLL PROVIDING FOR ANNUAL  
ASSESSMENTS AGAINST REAL PROPERTY LOCATED  
WITHIN BOUNDARY OF A SPECIAL TAXING DISTRICT  
IN MIAMI-DADE COUNTY, FLORIDA, KNOWN AND  
DESCRIBED AS HIBISCUS ISLAND OVERHEAD  
SERVICES RELOCATION IMPROVEMENT SPECIAL  
TAXING DISTRICT IN ACCORDANCE WITH PROVISIONS  
OF CHAPTER 18 OF THE CODE OF MIAMI-DADE  
COUNTY, FLORIDA AND ORDINANCE NO. 10-51;

**Section 2.** Notice of such special election shall be published in accordance with Section 100.342, Florida Statutes.

**Section 3.** The results of such special election shall be determined by a majority of the qualified electors residing in the HIBISCUS ISLAND OVERHEAD SERVICES RELOCATION IMPROVEMENT SPECIAL TAXING DISTRICT voting at such special election. All qualified electors residing in the HIBISCUS ISLAND OVERHEAD SERVICES RELOCATION IMPROVEMENT SPECIAL TAXING DISTRICT shall be entitled to vote at said special election.

**Section 4.** The County registration books shall remain open at the Office of the Miami-Dade County Supervisor of Elections until April 14, 2014, at which date the registration books shall close in accordance with the provisions of the general election laws.

**Section 5.** Mailed ballots, as prescribed by the Code of Miami-Dade County, shall be used in this special election. The supervisor of Elections shall cause such ballots to be sent by mail to all qualified electors residing in said district, at least ten (10) calendar days prior to the date of said special election.

**Section 6.** The special election shall be held on Tuesday, May 13, 2014. All marked ballots must be received by 7:00 p.m. on the day of said election.

**Section 7.** The question which shall appear on the ballot shall be in substantially the following form:

Shall a revised preliminary assessment roll be adopted for a special taxing district known and designated as the Hibiscus Island Overhead Services Relocation Improvement Special Taxing District as provided for in County Resolution No. \_\_\_\_\_ ?

YES ☐

NO ☐

**Section 8.** This special election shall be held and conducted in accordance with the County Code and other applicable provisions of the general laws relating to special elections. The County Mayor, the Finance Director, the Supervisor of Elections, and the Clerk of the County Commission are hereby authorized and directed to take all appropriate actions necessary to carry into effect and accomplish the provisions of this Resolution.

**Section 9.** The special election shall be canvassed by the County Canvassing Board as provided under the election laws of this State, in accordance with the provisions of Section 2.07 of the Home Rule Charter.

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:

Rebeca Sosa, Chairwoman	
Lynda Bell, Vice Chairwoman	
Bruno A. Barreiro	Esteban L. Bovo, Jr.
Jose "Pepe" Diaz	Audrey M. Edmonson
Sally A. Heyman	Barbara J. Jordan
Jean Monestime	Dennis C. Moss
Sen. Javier D. Souto	Xavier L. Suarez
Juan C. Zapata	

The Chairperson thereupon declared the resolution duly passed and adopted this 8<sup>th</sup> day of April, 2014. 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: \_\_\_\_\_  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.

Jorge Martinez-Esteve