

MEMORANDUM

HCD

Agenda Item No. 2(C)

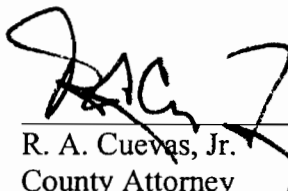
TO: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

DATE: October 14, 2009

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

SUBJECT: Resolution directing the Mayor
to prepare a finding of necessity
study for expansion of NW 7th
Avenue Corridor Community
Redevelopment Area

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Barbara J. Jordan.



R. A. Cuevas, Jr.
County Attorney

RAC/up



MEMORANDUM

(Revised)

TO: Honorable Chairman Dennis C. Moss DATE: October 6, 2009
and Members, Board of County Commissioners

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

SUBJECT: Agenda Item No.

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 Manager'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.
10-6-09

RESOLUTION NO. _____

RESOLUTION DIRECTING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO PREPARE A FINDING OF NECESSITY STUDY FOR EXPANSION OF NW 7TH AVENUE CORRIDOR COMMUNITY REDEVELOPMENT AREA TO INCLUDE THE GEOGRAPHICAL AREA DESCRIBED GENERALLY AS BOUNDED ON THE NORTH BY THE CITY OF MIAMI GARDENS, BOUNDED ON THE SOUTH BY THE CITY OF NORTH MIAMI, BOUNDED ON THE WEST BY THE WESTERNMOST PROPERTY LINES OF ALL THOSE PARCELS OF LAND THAT ABUT THE WESTERLY RIGHT-OF-WAY LINE OF NW 7TH AVENUE/STATE ROAD 441 AND BOUNDED ON THE EAST BY INTERSTATE 95

WHEREAS, pursuant to Chapter 163, Florida Statutes (the "Act"), a Finding of Necessity study must be prepared in order to initiate the redevelopment process for areas believed to be slum and blighted; and

WHEREAS, the Act confers all redevelopment powers upon counties with home rule charters and authorizes such counties to delegate the exercise of such powers within the boundaries of a municipality to the governing body of such municipality; and

WHEREAS, the Board of County Commissioners of Miami-Dade County, Florida (the "Board") desires to authorize the County Mayor or the County Mayor's designee to select a consultant to prepare a Finding of Necessity study for an area of expansion for the NW 7th Avenue Corridor Community Redevelopment Agency in accordance with the provisions of the Act; and

WHEREAS, the Board, desires to provide a mechanism for reimbursement of such expenses for the study from the Unincorporated Municipal Service Area non-departmental

allocation, with possible reimbursement from funds on deposit in the community redevelopment trust fund pertaining to the NW 7th Avenue Community Redevelopment Agency (the "Fund"), if available,

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

Section 1. The matters contained in the foregoing recitals are incorporated in this resolution by reference.

Section 2. The Board hereby directs the County Mayor or the County Mayor's designee to prepare a Finding of Necessity study for creation of an expansion of the NW 7th Avenue community redevelopment area to include the geographical area described generally as bounded on the north by the City of Miami Gardens, bounded on the south by the City of North Miami, bounded on the west by the westernmost property lines of all those parcels of land that abut the westerly right-of-way line of N.W. 7th Avenue/State Road 441 and bounded on the east by Interstate 95.

Section 3. The Board hereby finds that the source of funding for payment of such consulting fees shall be the Unincorporated Municipal Service Area non-departmental allocation, with possible reimbursement from funds on deposit in the Fund, if available.

The Prime Sponsor of the foregoing resolution is Commissioner Barbara J. Jordan. 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:

Dennis C. Moss, Chairman
Jose "Pepe" Diaz, Vice-Chairman

Bruno A. Barreiro	Audrey M. Edmonson
Carlos A. Gimenez	Sally A. Heyman
Barbara J. Jordan	Joe A. Martinez
Dorrin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 6th day of October, 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: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.



Terrence A. Smith