

MEMORANDUM

Agenda Item No. 7(A)

(Second Reading 07-18-06)

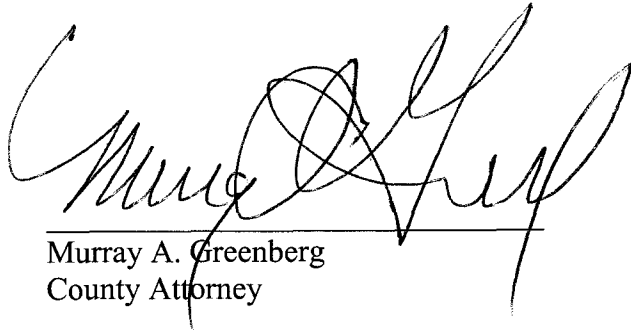
TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

DATE: April 25, 2006

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Ordinance creating the
Miami-Dade County
Climate Change Advisory
Task Force

The accompanying ordinance was prepared and placed on the agenda at the request of Commissioner Natacha Seijas, Commissioner Jose "Pepe" Diaz, Commissioner Audrey M. Edmonson, Commissioner Carlos A. Gimenez, Commissioner Barbara J. Jordan and Commissioner Dorrin D. Rolle.



Murray A. Greenberg
County Attorney

MAG/bw


Memorandum



Date: July 18, 2006
To: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners
From: George M. Burgess
County Manager
Subject: Ordinance Creating the Miami-Dade County Climate Change Advisory Task Force

The proposed ordinance creating the Climate Change Advisory Task Force will require the department to organize meetings, provide technical guidance, and prepare reports required by the Task Force.

The Department of Environmental Resources Management expects to utilize existing staff to absorb the additional responsibilities. However, if additional resources are required, the department will work with the Office of Strategic Business Management to provide adequate funding.


Assistant County Manager

Fiscal00406



MEMORANDUM

(Revised)

TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

DATE: July 18, 2006

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Agenda Item No. 7(A)

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 Manager'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

Agenda Item No. 7(A)

Veto _____

07-18-06

Override _____

ORDINANCE NO. _____

ORDINANCE CREATING THE MIAMI-DADE COUNTY CLIMATE CHANGE ADVISORY TASK FORCE; PROVIDING FOR MEMBERSHIP, ORGANIZATION AND PROCEDURE, APPOINTMENT AND TENURE, FUNCTION AND RESPONSIBILITY; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA:

Section 1. Climate Change Advisory Task Force; purpose.

In accordance with Sections 2-11.36 through 2-11.40 of this Code, there is hereby created and established an advisory board to be known as the Miami-Dade County Climate Change Advisory Task Force (hereinafter referred to as the CCATF) for the purpose of providing technical assistance and advice to the Board of County Commissioners as to mitigation and adaptation measures to respond to global warming climate change.

Section 2. Membership; appointment, staggered terms and removal.

(a) The CCATF shall have twenty-five (25) members. Each member shall be a resident and elector of Miami-Dade County unless the Board of County Commissioners, by a two-thirds vote of its membership, waives this requirement. Members should have reputations for integrity and community service and have

demonstrated an interest in a field or activity related to global warming climate change.

The CCATF shall be composed of the following members:

1) Harvey Ruvin, who as a former member of the Board of County Commissioners sponsored Resolution No. R-335-91 adopting the County's "Urban CO2 Reduction Plan" (hereinafter referred to as the "adopted plan") and has chaired its implementation since, and who continues his service to the community as the Miami-Dade County Clerk of Courts;

2) One appointment for a member seat from each member of the Board of County Commissioners. In making the initial appointments preference should be given to those persons who have demonstrated a record of service by previous participation on the ad hoc committee on climate change adaptation chaired by Harvey Ruvin;

3) The County Manager shall recommend to the Board of County Commissioners candidates for nine (9) members' seats from governmental agencies and educational institutions on the basis of technical expertise in areas that will facilitate the work of the CCATF.

4) Two (2) appointments by the Mayor for two regular member seats.

(b) The initial appointment of those members appointed by individual commissioners shall be for a term of three (3) years. Those members not appointed by individual commissioners shall serve an initial term of two (2) years. The successors to the initial two-year appointments shall be appointed for three (3) years.

(c) Members may be removed in accordance with the provisions of Section 2-11.38 of this Code.

Section 3. Quorum; organization and procedures at meetings

(a) A quorum shall be a majority of the duly appointed and sitting members.

(b) Harvey Ruvlin shall serve as the initial chairperson for a three (3) year term. Thereafter, the chairperson shall be elected annually by a majority vote of the duly appointed membership.

(c) At the initial meeting, the chairperson shall appoint another member to serve a one (1) year term as vice-chairperson, subject to approval by a majority vote of those members in attendance. Thereafter, the vice-chairperson shall be selected and approved annually in the same manner. The CCATF shall adopt rules of procedure for its own governance.

(d) The chairperson shall nominate and the CCATF shall appoint, by a majority vote of those members in attendance, a chairperson and members for such committees as the CCATF finds helpful to its mission. Each committee shall be chaired by a duly appointed member of the CCATF, however, the committee membership may include persons who are not members of the CCATF. A committee shall have no authority to act or speak on behalf of the CCATF. The CCATF may establish or eliminate committees at its discretion.

(e) The CCATF shall hold not less than four (4) regular meetings each year.

Section 4. Responsibilities of the Climate Change Advisory Task Force.

The primary responsibility of the CCATF is to advise the Board of County Commissioners as to strategies and policies with respect to the continued implementation of the adopted plan and its updates, as well as adaptation measures to be taken in response to the challenge of global warming climate change. The CCATF shall serve as a

clearinghouse for information and strategies and provide reports on a quarterly basis to the Infrastructure and Land Use Committee of the Board of County Commissioners, or such other committee designated by the Board. On or before the first day of June, the CCATF shall provide an annual report of its recommendations to the Board of County Commissioners.

Section 5. Limitation of Authority.

The CCATF shall have no authority to commit Miami-Dade County to any policies, to incur any financial obligations or to create any liability on the part of the County. The actions and recommendations of the CCATF are advisory only and shall not be binding upon the County.

Section 6. Physical facilities, staff and supplies.

(a) The County shall provide the CCATF with appropriate meeting facilities, together with necessary supplies and equipment.

(b) The County Manager shall provide necessary staffing assistance to the CCATF.

(c) The CCATF may request the Board to provide such other specialized consulting expertise as it may determine are necessary from time to time.

Section 7. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 8. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance, including any sunset provision, shall become and be made a part of the Code of Miami-Dade County, Florida. The

sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

Section 9. This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

Section 10. This ordinance shall stand repealed five (5) year(s) from its effective date.

PASSED AND ADOPTED:

Approved by County Attorney as
to form and legal sufficiency:



Prepared by:



Robert A. Duvall

Sponsored by Commissioner Natacha Seijas,
Commissioner Jose "Pepe" Diaz,
Commissioner Audrey M. Edmonson,
Commissioner Carlos A. Gimenez,
Commissioner Barbara J. Jordan and
Commissioner Dorrin D. Rolle