

MEMORANDUM

Agenda Item No. 7(c)

TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: January 22, 2008

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

SUBJECT: Ordinance repealing
Ordinance Nos. 04-136
and 04-148 which
established the PLANT
and Goulds Area MACs

The accompanying ordinance was placed on the agenda by the Governmental Operations and Environment Committee.



R. A. Cuevas, Jr.
County Attorney

RAC/bw

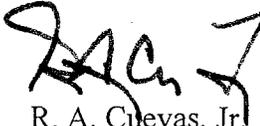


MEMORANDUM

(Revised)

TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: January 22, 2008

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

SUBJECT: Agenda Item No. 7(C)

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
Veto _____
Override _____

Agenda Item No. 7(C)
01-22-08

ORDINANCE NO. _____

ORDINANCE REPEALING ORDINANCE NOS. 04-136 AND 04-148 OF MIAMI-DADE COUNTY ESTABLISHING THE PRINCETON, LEISURE CITY AND NARANJA (PLANT), AND GOULDS AREA MUNICIPAL ADVISORY COMMITTEES; PROVIDING SEVERABILITY, EXCLUSION FROM THE CODE, AND AN EFFECTIVE DATE

WHEREAS, during the Incorporation/Annexation and Mitigation Workshop of the Governmental Operations and Environment Committee of the Board of County Commissioners, Staff presented policy recommendations for the Committee's consideration to address issues relating to incorporation and annexation; and

WHEREAS, Municipal Advisory Committees were established in the areas of Princeton, Leisure City and Naranja (PLANT), and Goulds to study the feasibility of incorporation; and

WHEREAS, there are boundary disputes among the Redland, PLANT, and Goulds Municipal Advisory Committees; and

WHEREAS, Resolution R-116-04 of the Miami-Dade County Board of County Commissioners directed the County Manager to enter into agreement with the Florida Conflict Resolution Consortium to assess use of collaborative process to resolve boundary issues regarding South Miami-Dade incorporation proposals; and

WHEREAS, on May 18, 2004 a report prepared by the Florida Conflict Resolution Consortium summarizing its initial assessment as to the feasibility of a mediated process to address boundary issues among incorporations efforts in South Miami-Dade County was

presented to the Board of County Commissioners; and

WHEREAS, after discussion of the aforementioned report the Board of County Commissioners directed the County Manager to contract with the Florida Conflict Resolution Consortium to mediate the boundary disputes among various incorporation efforts; and

WHEREAS, one member of each of the Redland, PLANT, and Goulds Municipal Advisory Committees represented its respective group in the mediation process undertaken by the Florida Conflict Resolution Consortium; and

WHEREAS, on November 28, 2005 the Florida Conflict Resolution Consortium submitted a report noting that no successful mediation resulted from the undertaken process,

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

Section 1. Ordinance Nos. 04-136 and 04-148 of Miami-Dade County establishing the PLANT and Goulds Municipal Advisory Committees are hereby repealed in their entirety.

Section 2. 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 3. 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 be excluded from the Code of Miami-Dade County, Florida.

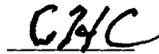
Section 4. This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

PASSED AND ADOPTED:

Approved by County Attorney as
to form and legal sufficiency:

Handwritten signature of JAC, consisting of a stylized 'J' above 'AC', underlined.

Prepared by:

Handwritten initials CHC, underlined.

Craig H. Collier

Sponsored by the Governmental Operations and Environment Committee