MEMORANDUM

Agenda Item No. 14(A)(5)

TO:	Honorable Chairman Bruno A. Barreiro and Members, Board of County Commissioners	**DATE:**	December 16, 2008
FROM:	R. A. Cuevas, Jr. County Attorney	**SUBJECT:**	Resolution expressing intent of the Commission regarding Miami-Dade Fire Rescue Suppression Assessment Option

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Sally A. Heyman.

R. A. Cuevas, Jr.
County Attorney

RAC/jls

MEMORANDUM

(Revised)

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

DATE: December 16, 2008

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

SUBJECT: Agenda Item No. 14(A)(5)

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

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Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 14(A)(5)
12-16-08

RESOLUTION NO. _____

RESOLUTION EXPRESSING INTENT OF THE COMMISSION REGARDING MIAMI-DADE FIRE RESCUE SUPPRESSION ASSESSMENT OPTION

WHEREAS, currently, annual operating funding for the Miami-Dade Fire Rescue District is provided almost solely from ad-valorem property taxes; and

WHEREAS, in accordance with previously adopted budget priorities, the County Manager was directed to explore other means of providing funding for fire services; and

WHEREAS, on Monday, December 8, 2008, the Health and Public Safety Committee considered a "Recommendation for Approval to Award Contract No. RFP628 Miami-Dade Fire Suppression Assessment" and a report entitled "Miami-Dade Fire Rescue District Fire Suppression Assessment Option"; and

WHEREAS, the proposed contract for professional services included the preparation of methodologies, analyses, reports and ultimately an assessment methodology and roll for implementation by the Board prior to completion of the 2009-2010 budget cycle of a Miami-Dade Fire Suppression Assessment; and

WHEREAS, the Health and Public Safety Committee did not accept the proposed contract to the Board; and

WHEREAS, the Health and Public Safety Committee approved a motion by Commissioner Heyman requesting that the Board comply with Florida Statues and express its intent as to whether the Mayor should further proceed with those steps necessary to maintain availability in the 2009-2010 and subsequent budget years of the

option of partially funding fire services with special assessments levied within the Miami-Dade Fire Rescue District; and

WHEREAS, if the County intends to have available for consideration in conjunction with the 2009-2010 fiscal year budget the possibility of the Miami-Dade Fire Suppression Assessment, the County must take action, including advertising and adopting a resolution of intent to use the uniform method of collecting such assessments on or before March 1, 2009,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that the Board expresses its desire for the Mayor or his designee to comply with Florida Statutes Section 197.3632 and to proceed with the review and analysis of alternatives, including utilization of special assessments and operating cost reductions to fund a portion of the 2009-2010 budget of the Miami-Dade Fire Rescue District.

The Prime Sponsor of the foregoing resolution is Commissioner Sally A. Heyman. 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:

Bruno A. Barreiro, Chairman
Barbara J. Jordan, Vice-Chairwoman

Jose "Pepe" Diaz	Audrey M. Edmonson
Carlos A. Gimenez	Sally A. Heyman
Joe A. Martinez	Dennis C. Moss
Dorrin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 16th day of December, 2008. 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.

Prepared by: J. K. Kracht