MEMORANDUM Agenda Item No. 11(A)(15)

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

DATE: October 6, 2009

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

SUBJECT: Resolution urging Florida Legislature and Governor Charlie Crist to do all things necessary and proper to access the Education and Fiscal Stabilization portion of the American Recovery and Reinvestment Act of 2009

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

for R. A. Cuevas, Jr.
County Attorney

RAC/cp

RESO\2078

MEMORANDUM

(Revised)

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

DATE: October 6, 2009

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

SUBJECT: Agenda Item No. 11(A)(15)

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. 11(A)(15)
10-6-09

RESOLUTION NO. _____

RESOLUTION URGING FLORIDA LEGISLATURE AND GOVERNOR CHARLIE CRIST TO DO ALL THINGS NECESSARY AND PROPER TO ACCESS THE EDUCATION AND FISCAL STABILIZATION PORTION OF THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009

WHEREAS, the American Recovery and Reinvestment Act of 2009 ("ARRA") was signed into law by President Barak Obama on February 17, 2009; and

WHEREAS, ARRA addresses the current economic crisis and builds a foundation for the future by helping struggling families, creating and saving jobs, and promoting economic recovery and growth; and

WHEREAS, Title IV of ARRA, titled State Fiscal Stabilization Fund, provides for more than $53 billion in funding to be administered by the U.S. Department of Education; and

WHEREAS, ARRA provides funds for grants to states based on their relative populations, for elementary, secondary, and higher education, public safety, and other governmental services; and

WHEREAS, states have discretionary use of General Fiscal Stabilization Funds in the amount of $8.8 billion, so long as such funds are used for some government service and is not otherwise prohibited by law; and

WHEREAS, it is estimated that Florida will receive approximately $13 billion over the three years of the program; and

WHEREAS, it is reported that several months after federal stimulus dollars were made available, only a small number of states have applied for such funds and most of those states have only accessed a fraction of the funds to which they are entitled; and

WHEREAS, it is critical that Floridians are able to access the federal resources made available through ARRA,

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

Section 1. Urges the Florida Legislature and Governor Charlie Christ to take all actions necessary and proper to access the State Fiscal Stabilization Education Fund portion of ARRA.

Section 2. Directs the Clerk of the Board to transmit certified copies of this resolution to the Governor, Senate President, House Speaker, the Chair and Members of the Miami-Dade State Legislative Delegation.

Section 3. Directs the County's state lobbyists to advocate for the issue identified in Section 1 above, and directs the Office of Intergovernmental Affairs to include this item in the 2010 state legislative package.

The Prime Sponsor of the foregoing resolution is Commissioner Joe A. Martinez. 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.

Martin W. Sybblis