

Memorandum



Date:

To: Honorable Katy Sorenson, Chair
and Members of Budget, Planning &
Sustainability Committee

BPS -- October 13, 2009
Agenda Item No. 1F1

From: George M. Burgess & Joe Rasco, Director
County Manager Intergovernmental Affairs

A handwritten signature in black ink, appearing to be "George M. Burgess", written over a horizontal line.

Subject: Review of State and Federal Intergovernmental Items of jurisdiction to the
Budget, Planning & Sustainability Committee

Pursuant to Resolution 1004-09, sponsored by Commissioner Sosa and adopted by the Board of County Commissioners on July 21, 2009, attached please find a copy of the 2010 State and Federal Legislative Agendas for your review. The resolution calls for the Mayor and or his designee to present departmental requests at the different October committee meetings of jurisdiction.

The attached legislative agendas have been approved by the County Manager after meetings between the Office of Intergovernmental Affairs, the Assistant County Managers, and Department Directors.

A copy of Resolution 1004-09 has also been attached for you review.

STATE

BUDGET, PLANNING AND SUSTAINABILITY

AGRICULTURE

Creation of the Miami-Dade County Redland Agri-Technology Production Center at the University of Florida/IFAS Tropical Research and Education Center in Homestead: *SUPPORT* funding in the amount of \$50,000 for a feasibility study

DERM

Beach Renourishment & Erosion Control: *MAINTAIN* state funding of beach erosion control activities.

Inland Protection Trust Fund: *MAINTAIN* and *RESTORE* full funding from the Inland Protection Trust Fund (IPTF) for the Florida Petroleum Cleanup Program to remediate contaminated sites.

FINANCE

Homestead Tax Deferral Application Deadline: *AMEND* Florida Statutes to extend the deadline to file an application to defer taxes from January 31 to March 31.

PROCUREMENT

Repeal of Section 511: *SUPPORT* state action requesting that Congress repeal Section 511 of the Tax Increase Prevention and Reconciliation Act of 2005.

SUSTAINABILITY

Energy: *SUPPORT* a series of initiatives that would create energy-efficiency and renewable energy.

Urban Forestry Program: *SUPPORT* maintaining or increasing state funding for Urban and Community Forestry Programs, including FDOT funding to plant trees on state roads.

Federal

BUDGET, PLANNING AND SUSTAINABILITY

AGRICULTURE

Red Bay Ambrosia Beetle Eradication: **ADVOCATE** in the U.S. Congress and the U.S. Department of Agriculture to provide continued funding to the University of Florida for research into effective methods of mitigating and eradicating the red bay ambrosia beetle, preventing the spread of laurel wilt disease into avocados, and treating those avocados crops already affected. Miami Dade County may lose its largest fruit crop consisting of 7000 acres, more that \$30 million in sales and accounting for 1,000 jobs. Additionally, there are more than 250,000 homeowner avocado trees are at risk, whose loss would cause irreparable harm to the County's tree canopy. (Agriculture)

DERM

Beach Erosion Restoration: **SUPPORT** efforts to secure \$12.5 million for the placement of sand along eroded portions of the 13-mile long Miami-Dade Shore Protection Project, which extends from Government Cut through Sunny Isles Beach. The renourishment is necessary to restore the Congressionally-authorized recreational and storm protection benefits of the project in the eroded areas. (DERM)

Miami River Dredging: **SUPPORT** efforts to secure \$11 million reimbursement for the dredging of the federal portion of the Miami River. The Miami River sediments are contaminated by past pollution and do not meet federal criteria for ocean disposal, they must be disposed of at an upland site, such as a lined landfill. (DERM)

Biscayne Bay Water Quality Model: **SUPPORT** efforts to secure \$500,000 for the development of a coupled water quality model which is the second phase of an ongoing partnership with the US Army Corps of Engineers (USACE) to evaluate the effects of the Central and Southern Florida (C & SF) Project, the network of flood control and water supply canals that extend from Lake Okeechobee to the Everglades, on Biscayne Bay and related water bodies. Earlier stages of the project, authorized by Congress in 1986 as the "Biscayne Bay Feasibility Study", included a reconnaissance study and development of a physical model, which is being used to evaluate circulation and salinity patterns. (DERM)

GRANTS COORDINATION

Strengthening Communities Fund: **ADVOCATE** for the Strengthening Communities Fund which is a new capacity-building initiative funded (\$50 million appropriation) from the American Recovery and Reinvestment Act (ARRA) of 2009 for a limited time (until 2011). Given that the U.S. Department of Health & Human Services (HHS), Compassion Capital

Fund (CCF) of 2002 has not received any funding for new awards (as of 2008), there is a great need to establish a similar national funding program that would be focused on building the capacity of secular and faith-based organizations. It is recommended that the Strengthening Communities Fund program be formally authorized for at least five years. (Grants Coordination)

PROCUREMENT

Tax Increase Prevention and Reconciliation Act: ADVOCATE for the repeal of Section 511, a government withholding provision under the Tax Increase Prevention and Reconciliation Act of 2005 (PL 109-222). Without the repeal, state and local governments will receive no funding from the federal government in exchange for the 3% tax. Additionally, governments will likely have to make programming changes to financial and accounting systems, purchase new software, register vendors and possibly hire additional staff to keep up with new data files and paper reports. (Procurement)

Federal GSA Contract/Schedules: ADVOCATE for legislation that would allow local jurisdictions access to federal GSA contract/schedules for the purchase of environmentally conscious “green” products and services. The ability to access federal contracts will afford Miami-Dade County additional purchasing options to meet operational needs. Additionally, access to these contracts may result in better pricing, terms and conditions due to the advantages derived from federal purchasing volumes. (Procurement)

SUSTAINABILITY

Energy Block & Climate Protection Grants: ADVOCATE for fully funding the Department of Energy (DOE) Energy Block Grant and Conservation Block Grant (EECBG), Qualified Energy Conservation Bonds and Clean Cities programs, as well as the Environmental Protection Agency (EPA) Climate Change Local Demonstration grants. Legislation will address immediate and long-term sustainable energy supply and cost issues challenging local communities across the country, as well as climate change protection and the prospect of a carbon-constrained economy. (Sustainability)

Sustainable Mobility: ADVOCATE for increase in federal funding for public transit; green buses and fleets; and require and fund action by states, metropolitan planning organizations and local governments to develop and implement Vehicle Miles Traveled (VMT) reduction plans through legislative mechanisms including the reauthorization of the Safe, Accountable, Flexible, Efficient Equity Act-LU. (Sustainability)

Cap-And-Trade: ADVOCATE for legislation that would include incentives for local governments that reduce emissions through green buildings and green infrastructure (with priority on retrofits to increase energy efficiency of existing buildings), Vehicle Miles Traveled (VMT) reduction, green local fleets and fuels, renewable energy, green procurement, climate change adaptation, and green businesses and green jobs. (Sustainability)

Off-Set Credits: **ADVOCATE** for national climate legislation to make community forestry, green infrastructure, and open space preservation activities eligible as offset projects under national cap-and-trade legislation. (Sustainability)

Urban Forestry Program: **ADVOCATE** for increased federal funding for the United States Department of Agriculture's (USDA) Urban & Community Forestry Programs or any federal programs that help counties become more sustainable and prosperous by increasing carbon sequestration through local planting and/or re-planting programs for trees in urban areas, including public streets and public parks. (Sustainability)

Climate Resilience: **ADVOCATE** for local government efforts to build climate resilience by expanding the FEMA pre-disaster mitigation to address climate programs. Expand NOAA's Coastal Zone Management Act and increased funding for NOAA's Digital Coast program to support local climate planning and implementation and direct the US Army Corps of Engineers to establish a climate adaptation mission to protect water resources. (Sustainability)

Green Jobs Legislation Funding: **ADVOCATE** to fully fund the Green Jobs Act of 2007 or similar legislation. In addition, direct Small Business Administration, U.S. Department of Housing and Urban Development (HUD), and Economic Development Administration to fund green business development; and create an "Energy Conservation Corps." (Sustainability)

Multi-Agency Funding for Green Initiatives: **ADVOCATE** for fully funding the U.S. Environmental Protection Agency (EPA), HUD and U.S. Department of Transportation (DOT) sustainability initiative to help improve access to affordable housing, expand transportation options, and lower transportation costs while protecting the environment and addressing the challenges of climate change in communities nationwide. (Sustainability)

Climate Change & Local Governments: **ADVOCATE** for the recognition of the essential role local governments play in addressing climate change, to include that participation in Chicago Climate Exchange (CCX) be afforded standing in the climate change bills through the provision for recognition of verifiable emissions reductions undertaken "early." Enhancing federal support for mainstreaming climate change into local government policies will enable local governments to move closer to setting realistic goals for both climate change mitigation (emission reduction, avoidance, and substitution) and adaptation (improving resilience to potential climate change). (Sustainability)

OFFICIAL FILE COPY
CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA



MEMORANDUM

Agenda Item No. 14(A)(36)

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

DATE: July 21, 2009

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

SUBJECT: Resolution directing the Mayor or
Designee to present departmental
state and federal legislative requests
at October committees

Resolution No. R-1004-09

This substitute differs from the original item in that it includes both state and federal legislative items, while the original item consisted only of state legislative items.

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Rebeca Sosa.

A handwritten signature in black ink, appearing to read "RAC" followed by a flourish.

R. A. Cuevas, Jr.
County Attorney

RAC/cp



MEMORANDUM

(Revised)

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

DATE: July 21, 2009

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

SUBJECT: Agenda Item No. 14 (A) (36)

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 Mayor'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

7 7

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 14(A)(36)
7-21-09

RESOLUTION NO. R-1004-09

**RESOLUTION DIRECTING THE MAYOR OR DESIGNEE TO
PRESENT DEPARTMENTAL FEDERAL AND STATE
LEGISLATIVE REQUESTS AT OCTOBER COMMITTEES**

WHEREAS, committee meetings for the Florida Legislature's 2010 legislative session will begin in the fall of 2009; and

WHEREAS, member of the Florida House are limited to only six bill slots per member, and these bill slots are in high demand; and

WHEREAS, bills filed during the fall and early in committee weeks have a far better chance of passage than bills filed later in the process; and

WHEREAS, during the 2009 session, Miami-Dade County saw successes with its legislative issues by including some of them in the Florida Association of Counties and Florida League of Cities legislative packages; and

WHEREAS, the Florida Association of Counties and Florida League of Cities hold their legislative policy conferences beginning in the fall; and

WHEREAS, to best pursue our legislative agenda for the 2010 session, it is important that Miami-Dade County have its legislative agenda in place no later than the end of October, so as to give our issues the best chance of passage,

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

Section 1. This Board directs the Mayor or Designee to present all departmental legislative requests for the 2010 state legislative session >>and the 2010 federal legislative

BS

package¹ at the October, 2009 committee meetings, including both changes to statutes and appropriations requests. The Mayor or Designee shall present such requests to the applicable committee that has jurisdiction over the department from which the request originated.

Section 2. During October committee meetings, committees shall consider such items, prioritize them and recommend items for approval by the full Board in the County's >>2010 federal and<< state legislative package>>§<<.

Section 3. The Board shall consider, prioritize and approve the >>federal and<< state legislative package>>§<< at the October 20 Board meeting based on committee recommendations. The Board also shall identify no more than eight County departmental priorities >>for the 2010 federal legislative package and no more than eight County departmental priorities<< for the 2010 state legislative session, along with guiding principles.

The Prime Sponsor of the foregoing resolution is Commissioner Rebeca Sosa. It was offered by Commissioner **Joe A. Martinez**, who moved its adoption. The motion was seconded by Commissioner **Rebeca Sosa** and upon being put to a vote, the vote was as follows:

Dennis C. Moss, Chairman	aye		
Jose "Pepe" Diaz, Vice-Chairman	aye		
Bruno A. Barreiro	aye	Audrey M. Edmonson	aye
Carlos A. Gimenez	aye	Sally A. Heyman	aye
Barbara J. Jordan	aye	Joe A. Martinez	aye
Dorin D. Rolle	aye	Natacha Seijas	aye
Katy Sorenson	aye	Rebeca Sosa	aye
Sen. Javier D. Souto	aye		

¹ The differences between the substitute and the original item are indicated as follows: words stricken through and/or [[double bracketed]] shall be deleted, words underscored and/or »double arrowed« constitute the amendment proposed.

Resolution No. R-1004-09

Agenda Item No. 14(A)(36)

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The Chairperson thereupon declared the resolution duly passed and adopted this 21st day of July, 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: **DIANE COLLINS**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

JAM

Jess M. McCarty

5/10