MEMORANDUM

Agenda Item No. 11(A)(31)

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

DATE: January 24, 2012

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

SUBJECT: Resolution urging the Florida Legislature to support adequate funding for the water management districts and oppose centralization of command and control of regional and local water resources and any efforts to privatize water resources

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Dennis C. Moss.

R. A. Cuevas, Jr.
County Attorney

RAC/cp

MEMORANDUM

(Revised)

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

DATE: January 24, 2012

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

SUBJECT: Agenda Item No. 11(A)(31)

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)(31)
1-24-12

RESOLUTION NO. _____

RESOLUTION URGING THE FLORIDA LEGISLATURE TO SUPPORT ADEQUATE FUNDING FOR THE WATER MANAGEMENT DISTRICTS AND OPPOSE CENTRALIZATION OF COMMAND AND CONTROL OF REGIONAL AND LOCAL WATER RESOURCES AND ANY EFFORTS TO PRIVATIZE WATER RESOURCES

WHEREAS, water is vital to our life, health, and well-being, and adequate and properly managed water resources are essential to both our economy and environment; and

WHEREAS, pursuant to Chapter 373, Florida Statutes, water management districts were established to manage water on a regional basis, to be overseen by governing boards comprised of lay citizens within the districts and appointed by the Governor and confirmed by the Florida Senate; and

WHEREAS, Chapter 373, Florida Statutes, strongly discourages the transfer of water resources across water management district boundaries; and

WHEREAS, Chapter 373, Florida Statutes, recognizes the need for conservation and control of the waters in the State of Florida and treats all waters of the State of Florida as being subject to regulation,

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

Section 1. Supports the water management structure and functions as currently set forth in Chapter 373, Florida Statutes, and urges the Florida Legislature not to revise the current water management structure and functions.

Section 2. Supports adequate funding for the water management districts, such that they may accomplish their lawful missions of managing and protecting regional and local water

resources and urges the Florida Legislature to appropriate adequate funding for the water management districts.

Section 3. Opposes the centralization of the command and control of our regional and local water resources within the executive and/or legislative branches of government, or by a statewide board or authority, and urges the Florida Legislature to leave the water management districts intact and not centralized within the executive and/or legislative branches of government or under a statewide board or authority.

Section 4. Opposes any effort to move water from public ownership or control to private interests and urges the Florida Legislature to oppose any such effort.

Section 5. Directs the Clerk of the Board to transmit certified copies of the resolution to the Governor, Senate President, House Speaker and remaining members of the Miami-Dade State Legislative Delegation.

Section 6. Directs the County's state lobbyists to advocate for the issues identified in Sections 1 through 4 above, and authorizes and directs the Office of Intergovernmental Affairs to amend the 2012 state legislative package to include this item.

The Prime Sponsor of the foregoing resolution is Commissioner Dennis C. Moss. 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:

Joe A. Martinez, Chairman
Audrey M. Edmonson, Vice Chairwoman

Bruno A. Barreiro	Lynda Bell
Esteban L. Bovo, Jr.	Jose "Pepe" Diaz
Sally A. Heyman	Barbara J. Jordan
Jean Monestime	Dennis C. Moss
Rebeca Sosa	Sen. Javier D. Souto
Xavier L. Suarez	

The Chairperson thereupon declared the resolution duly passed and adopted this 24th day of January, 2012. 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. SED

Sara E. Davis