

MEMORANDUM

Agenda Item No. 8(M) (1)


TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: March 5, 2013

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

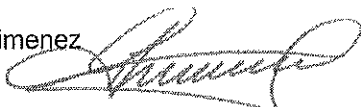
SUBJECT: Resolution authorizing the
disbursement of \$350,000 from
the Biscayne Bay Environmental
Enhancement Trust Fund to
conduct environmental
enhancement in Biscayne Bay

The accompanying resolution was prepared by the Regulatory and Economic Resources Department and placed on the agenda at the request of Prime Sponsor Commissioner Jose "Pepe" Diaz.



R. A. Cuevas, Jr.
County Attorney

RAC/smm

Date: March 5, 2013
To: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners
From: Carlos A. Gimenez
Mayor 
Subject: Resolution Authorizing the Disbursement of \$350,000 from the Biscayne Bay Environmental Enhancement Trust Fund to Conduct Environmental Enhancement in Biscayne Bay through the Miami-Dade County Biscayne Bay Restoration and Enhancement Program

Recommendation

It is recommended that the Board of County Commissioners approve the attached resolution authorizing the disbursement of \$350,000 from the Biscayne Bay Environmental Enhancement Trust Fund for removal of trash from restored bay islands, bay environmental restoration, habitat maintenance, and biological monitoring in connection with the ongoing Miami-Dade County Biscayne Bay Restoration and Enhancement Program.

Scope

This disbursement request will primarily benefit coastal areas of Commission Districts 3, 4, 5, 7, 8 and 9.

Fiscal Impact/Funding Source

This resolution authorizes the disbursement of funds from the Biscayne Bay Environmental Enhancement Trust Fund for Biscayne Bay restoration and enhancement activities. This disbursement is consistent with Section 24-40 of the Code of Miami-Dade County that allows the Biscayne Bay Environmental Enhancement Trust Fund to be used for the restoration and enhancement of Biscayne Bay and its foreshore. The available balance of the Biscayne Bay Environmental Enhancement Trust (Index Code: TFPE400010, Subobject: 22430) as of 11/30/2012: \$1,284,000.

Track Record/Monitor


The Restoration and Enhancement Section Chief, Stephen Blair, within the Department of Regulatory and Economic Resources, Division of Environmental Resources Management, will monitor the activities performed with these funds.

Background

The Department of Regulatory and Economic Resources conducts various environmental restoration and enhancement activities throughout Biscayne Bay as part of the Biscayne Bay Restoration and Enhancement Program. These environmental enhancement projects are assisted financially by agencies such as the South Florida Water Management District and the Florida Inland Navigation District.

The project agreements between Miami-Dade County and the funding agencies require that sites restored under the Biscayne Bay Restoration and Enhancement Program be maintained. This disbursement will provide funding for maintenance activities at such sites to include removing and disposing of trash and solid waste from bay islands, and planting native plants and controlling exotic plant species in restored areas of Biscayne Bay and its foreshore. These restoration activities will be conducted over the next two years by County staff and by outside contractors under a competitive bidding process.

I have received and considered the attached recommendation from the Director of the Department of Regulatory and Economic Resources.



Jack Osterholt, Deputy Mayor

Memorandum



Date: January 16, 2013

To: Carlos A. Gimenez
Mayor

From: Jack Osterholt, Deputy Mayor, Director
Department of Regulatory and Economic Resources

Subject: Recommendation for Disbursement of \$350,000 from the Biscayne Bay Environmental Enhancement Trust Fund to Conduct Environmental Enhancement in Biscayne Bay through the Miami-Dade County Biscayne Bay Restoration and Enhancement Program

Pursuant to Section 24-40 of the Code of Miami-Dade County, I am recommending the disbursement of \$350,000 from the Biscayne Bay Environmental Enhancement Trust Fund for maintenance and monitoring of environmental restoration areas pursuant to project agreements between Miami-Dade County and various funding partners. These restoration activities are conducted by the Department of Regulatory and Economic Resources at previously restored sites in connection with the County's ongoing Biscayne Bay Restoration and Enhancement Program.

The coastal environments in Biscayne Bay face many challenges and threats to their present and future health. This disbursement request will provide funding for maintenance activities at sites restored under the Biscayne Bay Restoration and Enhancement Program to include removing and disposing of trash and solid waste from bay islands, and planting native plants and controlling exotic plant species in restored areas of Biscayne Bay and its foreshore. These restoration activities will be conducted over the next two years by County staff and by outside contractors under a competitive bidding process.

The \$350,000 requested for disbursement will be drawn from funds deposited into the Biscayne Bay Environmental Enhancement Trust Fund for the purpose of restoring and enhancing Biscayne Bay and its foreshore. The proposed activities are consistent with the goals and intent of the Biscayne Bay Environmental Enhancement Trust Fund Ordinance as codified in Section 24-40 of the Code of Miami-Dade County.


Attachment: Biscayne Bay Environmental Enhancement Trust Fund Resolution



MEMORANDUM
(Revised)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: March 5, 2013

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

SUBJECT: Agenda Item No. 8(M) (1)

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 Mayor'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. 8(M)(1)
3-5-13

RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE DISBURSEMENT OF \$350,000 FROM THE BISCAYNE BAY ENVIRONMENTAL ENHANCEMENT TRUST FUND TO CONDUCT ENVIRONMENTAL ENHANCEMENT IN BISCAYNE BAY THROUGH THE MIAMI-DADE COUNTY BISCAYNE BAY RESTORATION AND ENHANCEMENT PROGRAM

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board, pursuant to Section 24-40 of the Code of Miami-Dade County, authorizes the disbursement of funds not to exceed \$350,000 from the Biscayne Bay Environmental Enhancement Trust Fund to provide funding for environmental enhancement and restoration activities within Biscayne Bay such as the removal and disposal of trash and solid waste from restored bay islands, and the planting of native wetland plants and the control of exotic plants at other sites restored through the Miami-Dade County Biscayne Bay Restoration and Enhancement Program.

The foregoing resolution 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:

Rebeca Sosa, Chairwoman

Lynda Bell, Vice Chair

Bruno A. Barreiro

Jose "Pepe" Diaz

Sally A. Heyman

Jean Monestime

Sen. Javier D. Souto

Juan C. Zapata

Esteban L. Bovo, Jr.

Audrey M. Edmonson

Barbara J. Jordan

Dennis C. Moss

Xavier L. Suarez

The Chairperson thereupon declared the resolution duly passed and adopted this 5th day of March, 2013. 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.



Abbie Schwaderer-Raurell