

MEMORANDUM

UMSA
Agenda Item No. 2(E)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: June 9, 2015

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

SUBJECT: Resolution directing the Mayor to establish a specialized waste cleanup unit to serve the Unincorporated Municipal Service Area in order to prioritize and dedicate additional resources to bulky waste collection, illegal dumping, and graffiti removal in this area using legally available funds and if such funds are not available, directing the Mayor to include a plan for implementation of the specialized waste cleanup unit as part of the fiscal year 2015-2016 County budget; establishing duties of the specialized waste cleanup unit and directing the Mayor to submit a status report on such efforts and any relevant funding needs

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Senator Javier D. Souto.



R. A. Cuevas, Jr.
County Attorney

RAC/lmp



MEMORANDUM

(Revised)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: July 14, 2015

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

SUBJECT: Agenda Item No.

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

Agenda Item No.

Veto _____

7-14-15

Override _____

RESOLUTION NO. _____

RESOLUTION DIRECTING THE MAYOR OR THE MAYOR'S DESIGNEE TO ESTABLISH A SPECIALIZED WASTE CLEANUP UNIT TO SERVE THE UNINCORPORATED MUNICIPAL SERVICE AREA IN ORDER TO PRIORITIZE AND DEDICATE ADDITIONAL RESOURCES TO BULKY WASTE COLLECTION, ILLEGAL DUMPING, AND GRAFFITI REMOVAL IN THIS AREA USING LEGALLY AVAILABLE FUNDS AND IF SUCH FUNDS ARE NOT AVAILABLE, DIRECTING THE MAYOR OR THE MAYOR'S DESIGNEE TO INCLUDE A PLAN FOR IMPLEMENTATION OF THE SPECIALIZED WASTE CLEANUP UNIT AS PART OF THE FISCAL YEAR 2015-2016 COUNTY BUDGET; ESTABLISHING DUTIES OF THE SPECIALIZED WASTE CLEANUP UNIT AND DIRECTING THE MAYOR OR THE MAYOR'S DESIGNEE TO SUBMIT A STATUS REPORT ON SUCH EFFORTS AND ANY RELEVANT FUNDING NEEDS

WHEREAS, Miami-Dade County (the "County") offers recycling and waste collection services to over 320,000 households, and provides for the removal of 1.3 million tons of waste per year; and

WHEREAS, while some municipalities within the County provide their own waste collection services, the County provides such services to the entire Unincorporated Municipal Service Area ("UMSA") and eight additional municipalities, including Aventura, Cutler Bay, Doral, Miami Gardens, Miami Lakes, Palmetto Bay, Pinecrest and Sunny Isles Beach; and

WHEREAS, although the County provides bulky waste pickup services and manual garbage collection weekly, there are many locations within UMSA where residents have deposited large, bulky items curbside in lieu of utilizing the County's waste collection process; and

WHEREAS, items illegally dumped onto street corners include, among other things, sofas, disposed food items, shopping carts, and mattresses; and

WHEREAS, the unsightly and unsanitary conditions created by unsecured bulky waste trash piles are aesthetically unpleasing, lower property values, cause harm to the environment, create conditions of slum and blight, and may foster vandalism; and

WHEREAS, locations throughout UMSA are also experiencing spikes in graffiti levels and related vandalism; and

WHEREAS, numerous Commissioners have received complaints from their constituents regarding the number of trash piles and instances of illegal dumping and graffiti in their districts; and

WHEREAS, the issues of illegal dumping, bulky waste collection, and graffiti are particularly problematic in UMSA locations which lack the extra resources to combat these ills; and

WHEREAS, this Board has always supported measures designed to improve the welfare of the residents of Miami-Dade County,

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

Section 1. The Mayor or Mayor's designee is directed to establish a specialized waste cleanup unit to serve UMSA in order to prioritize and dedicate additional resources to bulky waste collection, illegal dumping, and graffiti removal in this area using legally available funding sources appropriated in the fiscal year 2014-2015 County budget if available. If such funds are not available, the Mayor or the Mayor's designee is directed to include a plan for implementation of the specialized waste cleanup unit as part of the fiscal year 2015-2016 County budget.

Section 2. The specialized waste cleanup unit's duties shall, at a minimum, include: (1) responding to UMSA locations throughout Miami-Dade County to address and mitigate issues regarding bulky waste collection, illegal dumping, and graffiti removal; (2) prioritizing responses and resources to Commission districts with the highest frequency of reported waste collection, illegal dumping, or graffiti removal needs as measured by reports to 3-1-1 or the Miami-Dade County Public Works and Waste Management Department; and (3) prioritizing responses and resources to any Commission district disproportionately affected by the waste collection or graffiti issues described above.

Section 3. The Mayor or Mayor's designee is further directed to submit a status report to this Board and to place the completed report on an agenda of the Board pursuant to Ordinance No. 14-65 within 30 days of the effective date of this resolution. The status report shall, at a minimum, include details regarding: (1) what Countywide efforts have been undertaken thus far in fiscal year 2014-2015 to address issues pertaining to bulky waste collection, illegal dumping, and graffiti removal; (2) the amount of resources, including fiscal, expended in each Commission district thus far in fiscal year 2014-2015 to alleviate issues related to bulky waste collection, illegal dumping, and graffiti defacement; (3) the number of reports or requests made, by district, to 3-1-1 and the Miami-Dade Public Works and Waste Management Department for bulky waste collection, illegal dumping pickup, and graffiti removal; (4) the policy the County uses for responding to requests or reports made by County residents for waste collection or graffiti removal; (5) whether Commission districts with higher proportions of UMSA lands are disproportionately affected by the issues described above; (6) the areas in which the specialized waste cleanup unit will operate and with what frequency; (7) the number of individuals necessary for the unit to achieve and effectuate its purpose; (8) whether additional funds are needed from the fiscal year 2015-2016 County budget to implement, continue to

implement, or to expand the scope of the cleanup unit in order to carry out its purpose more efficiently; and (9) a recommendation on how to fund or continue to fund the implementation of the cleanup unit in fiscal year 2015-2016.

The Prime Sponsor of the foregoing resolution is Senator Javier D. Souto. 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:

| | |
|-------------------------------------|----------------------|
| Jean Monestime, Chairman | |
| Esteban L. Bovo, Jr., Vice Chairman | |
| Bruno A. Barreiro | Daniella Levine Cava |
| Jose "Pepe" Diaz | Audrey M. Edmonson |
| Sally A. Heyman | Barbara J. Jordan |
| Dennis C. Moss | Rebeca Sosa |
| Sen. Javier D. Souto | Xavier L. Suarez |
| Juan C. Zapata | |

The Chairperson thereupon declared the resolution duly passed and adopted this 14th day of July, 2015. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the 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.



Javier Zapata