

MEMORANDUM

Agenda Item No. 11(A)(4)

TO: Honorable Chairwoman Audrey M. Edmonson
and Members, Board of County Commissioners

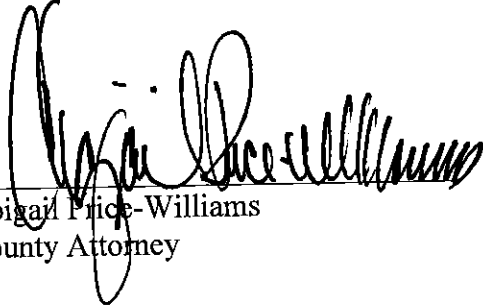
DATE: June 4, 2019

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Resolution directing the
County Mayor to continue and
update the County's Surface
Water Quality Monitoring
Program; and to prepare
reports for this Board

This item was amended at the 5-14-19 Infrastructure and Capital Improvements Committee to (1) clarify that the County Mayor is directed to carry out recommendations related to the water quality monitoring network, (2) to direct that this information be provided to the Biscayne Bay Task Force for their review and recommendations.

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Daniella Levine Cava.


Abigail Price-Williams
County Attorney

APW/uw



MEMORANDUM
(Revised)

TO: Honorable Chairwoman Audrey M. Edmonson
and Members, Board of County Commissioners

DATE: June 4, 2019

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County Attorney

SUBJECT: Agenda Item No. 11(A)(4)

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
- Statement of social equity 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 present ____, 2/3 membership ____, 3/5's ____, unanimous ____, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) ____, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) ____, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) ____) 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)(4)
6-4-19

RESOLUTION NO. _____

RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO CONTINUE AND UPDATE THE COUNTY'S SURFACE WATER QUALITY MONITORING PROGRAM; AND TO PREPARE REPORTS FOR THIS BOARD

WHEREAS, Biscayne Bay is a marine estuary located on the southeast coast of Florida, in Miami-Dade County, Florida that supports a diverse ecosystem with extensive seagrass cover, living hardbottom habitat, and a mangrove fringe along most of its shoreline; and

WHEREAS, according to the National Oceanic and Atmospheric Administration, the ecosystem of Biscayne Bay provides essential natural benefits and billions of dollars in economic output to the surrounding area—including commercial fishing, water sports, marine transportation, and tourism; and

WHEREAS, portions of Biscayne Bay have been designated a state aquatic preserve, Outstanding Florida Waters, and a national park for their ecological significance and recreational value; and

WHEREAS, as stated in Section 33D-31(c) of the Code of Miami-Dade County, the Board of County Commissioners has declared Biscayne Bay to be a County aquatic park and conservation area for the use and benefits of all people of Miami-Dade County; and

WHEREAS, in 2017, in Resolution No. R-876-17, this Board directed the County Mayor to continue to study the decline of seagrass and hardbottom habitat in Biscayne Bay and to make recommendations to this Board; and

WHEREAS, the County Mayor issued a report in response to Resolution No. R-876-17, and one of the recommendations was to both continue and update the County's established Surface Water Quality Monitoring Program, as necessary; and

WHEREAS, the report further recommended that the County review and revise its Surface Water Quality Monitoring Program as necessary to better identify and evaluate existing as well as evolving threats to bay water quality, including adding water quality monitoring stations; and

WHEREAS, in particular, the report also recommended that the County develop and conduct special studies as needed to better identify specific sources or pathways of water quality impacts to Biscayne Bay, including, for example, special studies to further evaluate both nutrient and bacterial sources; and

WHEREAS, to that end, this Board wishes to direct the County Mayor or County Mayor's designee to move forward as expeditiously as possible to carry out the above-mentioned recommendations related to water quality, to advise this Board as to the status on at least an annual basis, and to inform this Board as to any additional resources that the administration may need to prioritize and expedite this work,

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

Section 1. Directs the County Mayor or County Mayor's designee to move forward as expeditiously as possible to carry out the recommendations related to >>the<<¹ water quality >>monitoring network<<, as referenced in the recitals of this resolution, which are incorporated herein>>, and to provide this information to the Biscayne Bay Task Force for their review and recommendations<<.

¹ Committee amendments are indicated as follows: Words stricken through and/or [[double bracketed]] are deleted, words underscored and/or >>double arrowed<< are added.

Section 2. Directs the County Mayor or County Mayor’s designee to prepare a report at least on an annual basis to advise the Board as to the status of carrying out the above-mentioned recommendations, and shall include, at a minimum, descriptions and locations of any new monitoring stations and what will be monitored at such new monitoring stations. In addition, the County Mayor or County Mayor’s designee shall inform the Board as to any additional resources that the administration may need to prioritize and expedite this work. The completed reports shall be placed on an agenda of the Board pursuant to Ordinance 14-65, and the first report shall be placed on an agenda of this Board within 90 days of the effective date of this resolution. In addition, the timing of the placement of these reports on an agenda of this Board may be coordinated with the annual Biscayne Bay Report Card that this Board has also required pursuant to Resolution No. R-463-18.

The Prime Sponsor of the foregoing resolution is Commissioner Daniella Levine Cava. 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:

- | | |
|--------------------------------|----------------------|
| Audrey M. Edmonson, Chairwoman | |
| Rebeca Sosa, Vice Chairwoman | |
| Esteban L. Bovo, Jr. | Daniella Levine Cava |
| Jose “Pepe” Diaz | Sally A. Heyman |
| Eileen Higgins | Barbara J. Jordan |
| Joe A. Martinez | Jean Monestime |
| Dennis C. Moss | Sen. Javier D. Souto |
| Xavier L. Suarez | |

The Chairperson thereupon declared the resolution duly passed and adopted this 4th day of June, 2019. 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.



Abbie Schwaderer-Raurell